

SOUTHERN GULF LUMBER CO., :IN THE CIRCUIT COURT OF  
INC., A CORPORATION, D/E/A  
DELANEY'S, :

PLAINTIFF, : BALDWIN COUNTY, ALABAMA

VS: :

AT LAW

SAM T. MOSELEY, :

DEFENDANT. :

NO. 4009

COUNT ONE

THE PLAINTIFF CLAIMS OF THE DEFENDANT THE FOLLOW-  
ING PERSONAL PROPERTY, TO-WIT:

ONE GENERAL ELECTRIC WASHER, MODEL No.  
WA650, SERIAL No. PP55132823.

WITH THE VALUE OF HIRE OR USE THEREOF DURING THE  
DETENTION VIZ: FROM THE 15TH DAY OF MARCH, 1959.

PLAINTIFF AVERS THAT THE ABOVE DESCRIBED PROPERTY  
WAS PURCHASED BY THE DEFENDANT BY VIRTUE OF A CON-  
DITIONAL SALES CONTRACT, WHEREIN HE AGREED TO PAY  
A REASONABLE ATTORNEY'S FEE, AND THE PLAINTIFF  
AVERS THAT IT SHOULD BE AWARDED A REASONABLE FEE  
IN THE SUM OF TWENTY FIVE AND 00/100 (\$25.00) DOLLARS.

PLAINTIFF FURTHER AVERS THAT IN SAID CONDITIONAL  
SALES CONTRACT WHEREIN THE TITLE TO THE ABOVE DESCRIBED  
GOODS WAS RETAINED BY THE PLAINTIFF THAT THE DEFENDANT  
DID WAIVE ALL RIGHTS IN AND TO HIS EXEMPTION OF  
PERSONAL PROPERTY UNDER THE CONSTITUTION AND LAWS  
OF THE STATE OF ALABAMA.

COLLINS, GALLOWAY & MURPHY

By: Thomas W. Galloway  
ATTORNEYS FOR PLAINTIFF

ADDRESS OF DEFENDANT:

GENERAL DELIVERY  
FAIRHOPE, ALABAMA

THE PLAINTIFF, SOUTHERN GULF LUMBER COMPANY,  
A CORPORATION, D/E/A DELANEY'S HAVING MADE AFFIDAVIT  
AND GIVEN BOND, AS REQUIRED BY TITLE 7, SECTION 918,  
OF THE CODE OF ALABAMA, THE SHERIFF IS REQUIRED TO  
TAKE THE PROPERTY MENTIONED IN THE WITHIN COMPLAINT  
INTO HIS POSSESSION, UNLESS THE DEFENDANT GIVES BOND,  
PAYABLE TO THE PLAINTIFF, WITH SUFFICIENT SURETY IN  
DOUBLE THE AMOUNT OF THE VALUE OF THE PROPERTY, WITH  
CONDITIONS THAT IF THE DEFENDANT IS CASE IN THE SUIT,  
WILL, WITHIN THIRTY DAYS THEREAFTER, DELIVER THE  
PROPERTY TO THE PLAINTIFF, AND PAY ALL COSTS AND  
DAMAGES WHICH MAY ACCRUE FROM THE DETENTION THEREOF.

FILED

OCT 14 1950

ALICE J. DUCK, CLERK  
REGISTER

*Alice J. Duck*  
CLERK

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 1009

----- TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon SAM T. MOSELEY

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against-----

SAM T. MOSELEY

-----, Defendant-----

by SOUTHERN GULF LUMBER CO., Inc. a Corp., d/b/a DELANEY'S

-----, Plaintiff-----

Witness my hand this 14 day of October 19 59

Clifford H. Hume Clerk

Exp- 1-7-60  
\* taking within possession + storing with  
Delaney's in Mobile

*DeMunn*

No. 4009 Page         

The State of Alabama  
Baldwin County

CIRCUIT COURT

SOUTHERN GULF LUMBER CO., INC.

A CORP., d/b/a DELANEY'S

Plaintiffs

vs.

SAM T. MOSELEY

*512 Wilson*

Defendants

Summons and Complaint

Filed October 14, 1959

Alice J. Duck Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

*Farhope*

Received In Office

*10/14* 1959

Sheriff

I have executed this summons

this *1/2* 1960

by leaving a copy with

*Sam T. Mosley*

*And taking the within  
described property in  
possession and*

*storing with*

*Delaney in mobile  
Bond: 11/14/60 by: C.C. Delaney  
C.A. Murphy*

Sheriff claims *70* miles as

Ten Cents per mile Total \$ *7.00*

TAYLOR WILKINS, Sheriff

BY *[Signature]* DEPUTY SHERIFF

*Deputy Sheriff*

*Deputy Sheriff*

*Farhope*

THE STATE OF ALABAMA,  
BALDWIN ~~Mobile~~ County

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That We, SOUTHERN GULF LUMEER Co., INC.,  
A CORP., D/E/A DELANEY'S AND E. E. DELANEY AND A. B. SNODGRASS

are held and firmly bound unto SAM T. MOSELEY

HIS heirs, executors and administrators, in the  
sum of TWO HUNDRED SIXTY AND 00/100 (\$260.00) Dollars, for  
the payment of which, we bind ourselves, our and each of our heirs, executors, and administrators, jointly  
and severally, firmly by these presents.

Sealed with our seals and dated this 2nd day of September, A. D. 19 59

The Condition of the above Obligation is such, That whereas the above bounden SOUTHERN  
GULF LUMEER Co., INC., A CORP., D/E/A DELANEY'S has, on  
the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, sued out from the office of the  
Clerk of the Circuit Court of Mobile, in the State of Alabama, a Writ of Detinue, returnable to the present  
term of said Circuit Court of Mobile against the said SAM T. MOSELEY

\_\_\_\_\_ for the recovery of the following property.

to-wit: ONE GENERAL ELECTRIC WASHER, MODEL No. WA650,

SERIAL No. PP55132823

NOW, if the said SO. GULF LER. Co., INC., A CORP., D/E/A DELANEY shall fail  
in said suit, and shall pay to the said SAM T. MOSELEY  
the defendant in said writ all such costs and damages as he may sustain by the wrongful suing out of said  
Writ of Detinue, then this obligation to be void, otherwise to remain in full force and benefit.

SO. GULF LUMEER Co., INC., A CORP., D/E/A DELANEY'S

By: SCOTT SUGGLE (Seal)

\_\_\_\_\_ (Seal)

A. B. SNODGRASS (Seal)

State of Alabama,  
Mobile County.

I hereby certify that if this bond was presented to me I would  
approve the same as good and sufficient surety.

John I. Mandeville  
Clerk, Circuit Court, Mobile County, Alabama.

THE STATE OF ALABAMA  
Mobile County

DETINUE AFFIDAVIT

ALABAMA

TOM TUGGLE

MARY L. GRIMSLEY, NOTARY PUELIC,  
PERSONALLY appeared before me, John F. Madden, Clerk of the Circuit Court of Mobile County,

who, being duly sworn, deposes and says, that the property sued for in the complaint of SOUTHERN GULF  
LUMBER CO., INC., A CORP., D/E/A DELANEY'S VS. SAM T. MOSELEY

to-wit: ONE GENERAL ELECTRIC WASHER, MODEL NO. WA650.  
SERIAL NO. PP55132823

belongs to SO. GULF LER. CO., INC., A CORP., D/E/A DELANEY'S said Plaintiff.

Sworn to and subscribed the and day  
of September, 1957, before me.

Thomas Tuggle  
NOTARY PUELIC, MOBILE COUNTY, ALABAMA

No. 4009

Circuit Court  
MOBILE COUNTY

VS. { Detinue Affidavit  
and Bond

FILED

Filed day of 14 1959

ALICE J. DUCK, CLERK  
REGISTER

Clerk Circuit Court, Mobile County

Attorney

STATE OF ALABAMA

County of Mobile.

Southern Gulf Lumber Co., Inc.

KNOW ALL MEN BY THESE PRESENTS, That we, a Corp., d/b/a Delaney's  
as Principal, and E. E. Delaney and E.A. Trigg, as Sureties, are held and firmly bound  
unto Sam T. Moseley

in the sum of Two Hundred Sixty and 00/100 (\$260.00) Dollars  
for the payment of which well and truly to be made we, jointly and severally, bind ourselves and  
each of us, our heirs, executors and administrators. Sealed with our seals and dated this 11<sup>th</sup>  
day of June in the year of our Lord, one thousand, nine hundred and fifty-nine 60

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said  
Southern Gulf Lumber Co., Inc., a Corp., d/b/a Delaney's  
did, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, sue out in the Circuit Court  
of Mobile County, Alabama, a writ in detinue, direct to any Sheriff of the State of Alabama, com-  
Baldwin  
manding him to take into his possession the following described property, to-wit:

One General Electric Washer, Model No. WA650,  
Serial No. PP55132823.

which said writ was placed in the hands of Taylor Wilkins  
Sheriff of the County of Mobile, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ by taking into his  
possession the following described property, to-wit:

One General Electric Washer, Model No. WA650,  
Serial No. PP55132823.

and whereas the said Sam T. Moseley  
defendant in said writ, has failed and neglected, for the space of five days from the execution of said  
writ, to give bond and take possession of said property as authorized by law.

Now is the said Southern Gulf Lumber Co., Inc., a Corp., d/b/a Delaney's

upon his failing in said suit, shall deliver the said property to the defendant within thirty days  
after judgment, and pay damages for the detention of the property and costs of suit, then this  
obligation to be void, otherwise to remain in full force and effect.

Southern Gulf Lumber Co., Inc., a Corp., d/b/a Delaney's

By: Tom Tuggle (Seal)

[Signature] (Seal)

[Signature] (Seal)

Taken and approved this the 14 day January, 19 60

State of Alabama,  
Mobile County.

Taylor Wilkins  
Sheriff, Mobile County, Alabama

I hereby certify that if this bond was presented to me I would  
approve the same as good and sufficient surety.

[Signature]  
Clerk, Circuit Court, Mobile County, Alabama.

No. \_\_\_\_\_

COURT

MOBILE COUNTY

VS. { Detinue Forthcoming  
Bond by Plaintiff

4009