

SOUTHERN GULF LUMBER CO., : IN THE CIRCUIT COURT OF  
INC., A CORPORATION, D/E/A :  
DELANEY'S, :  
PLAINTIFF, : BALDWIN COUNTY, ALABAMA  
VS: :  
BOB HINOTE, : AT LAW  
DEFENDANT. : NO. 4010

COUNT ONE

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

ONE TAPPAN RANGE, BUTANE, SERIAL No.  
2W7176-462-284.

WITH THE VALUE OF HIRE OR USE THEREOF DURING THE  
DETENTION VIZ: FROM THE 12TH DAY OF MARCH, 1959.

PLAINTIFF AVERS THAT THE ABOVE DESCRIBED PROPERTY  
WAS PURCHASED BY THE DEFENDANT BY VIRTUE OF A CONDITIONAL  
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 FORTY FIVE  
AND 00/100 (\$45.00) 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: Wm. Galloway  
ATTORNEYS FOR PLAINTIFF

ADDRESS OF DEFENDANT:

ROUTE 1, Box 82-A  
LOXLEY, ALABAMA

FILED  
OCT 14 1959  
ALICE J. DUCK, CLERK  
REGISTER

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.

*Reese J. Hunt*  
CLERK

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,  
Baldwin County.

}

Circuit Court, Baldwin County

No. 4010

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Bob Hinote

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 ~~Southern Gulf Lumber~~

~~THE COOPERATION CO. d/b/a DELANEYS~~

BOB HINOTE

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

by Southern Gulf Lumber Co., Inc. A Corp. d/b/a Delaneys

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

Witness my hand this 14 day of October 1959

Wing H. H. H. H., Clerk

Ed 1-17-60

Attached one Tappan Range  
& turned over to Delaneys

*Delaney*

No. 4010 Page \_\_\_\_\_

The State of Alabama  
Baldwin County

CIRCUIT COURT

SOUTHERN GULF LUMBER CO., Inc.

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

Plaintiffs

vs.

BOB HINOTE

Defendants

Summons and Complaint

Filed October 14, 19 59

Alice J. Duck Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

*Loxley*

Received In Office

*10/14* 19 *59*

Sheriff

I have executed this summons

this 1-7 1960

by leaving a copy with

*Bob Hinote*  
*Executed by attaching*  
*one Tappan Range*  
*and turning over*  
*to Delaneys. Bond*  
*1/14/60 By: E. C. Delaney*  
*E.A. Magg*

Sheriff claims 40 miles at

Ten Cents per mile Total \$ 4.00

TAYLOR WILKINS, Sheriff

BY *E.C.*  
DEPUTY SHERIFF

*Taylor Wilkins* Sheriff

*Edleigh Steadman* Deputy Sheriff

*Loxley, Ala*

THE STATE OF ALABAMA,  
BALDWIN Mobile County

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That We, SOUTHERN GULF LUMBER Co., Inc.,  
A CORP.. D/E/A DELANEY'S AND E. E. DELANEY AND A. B. SNOBGRASS

are held and firmly bound unto BOE HINOTE

HIS heirs, executors and administrators, in the  
sum of FOUR HUNDRED FIFTY AND 00/100 (\$450.00) 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 2 day of September, A. D. 1959

The Condition of the above Obligation is such, That whereas the above bounden  
SOUTHERN GULF LUMBER Co., Inc., A CORP., D/E/A DELANEY'S has, on  
the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, sued out from the office of the  
BALDWIN  
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 BOE HINOTE

\_\_\_\_\_ for the recovery of the following property.  
to-wit: ONE TAPPAN RANGE, BUTANE, SERIAL No. 2W7176-462-284

NOW, if the said SOUTHERN GULF LUMBER Co., Inc., A CORP., D/E/A <sup>DELANEY'S</sup> shall fail  
in said suit, and shall pay to the said BOE HINOTE  
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 LUMBER Co., Inc., A CORP., D/E/A DELANEY'S  
BY: [Signature] (Seal)  
[Signature] (Seal)  
[Signature] (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.

approved 10-14-59  
[Signature] Clerk

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

THE STATE OF ALABAMA  
Mobile County

DETINUE AFFIDAVIT

MARY L. GRIMSLEY, NOTARY PUELIC, MOBILE  
PERSONALLY appeared before me, ~~JAMES MANDERLIE, Clerk of the Circuit Court of Mobile County,~~  
COUNTY. ALABAMA TOM TUGGLE

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. BOE HINOTE

to-wit ONE TAPPAN RANGE, BUTANE, SERIAL No. 2W7176-462-284

belongs to SO. GULF LUMBER Co., INC., A CORP., D/E/E <sup>DELANEY'S</sup> the said Plaintiff.

Sworn to and subscribed the 2nd day  
of September, 1959, before me.

*Tom Tuggle*

*Mary L. Grimsley* Clerk  
NOTARY PUELIC, MOBILE COUNTY, ALABAMA

No. 4010

**Circuit Court**  
**MOBILE COUNTY**

{ Detinue Affidavit  
VS. { and Bond

Filed \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

**FILED**  
Clerk Circuit Court, Mobile County  
OCT 14 1959  
**ALDELL DICK** CLERK, REGISTER  
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 Bob Hinote,

in the sum of Four Hundred Fifty and 00/100 (\$450.00) 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 Jan 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-  
manding him to take into his possession the following described property, to-wit:

One Tappan Range, Butane, Serial No. 2W7176-462-284

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 Tappan Range, Butane, Serial No. 2W7176-462-284

and whereas the said Bob Hinote  
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)  
(Seal)  
(Seal)

Taken and approved this the 14 day January 19 60

State of Alabama,  
Mobile County.

Sheriff, Mobile County, Alabama  
Baldwin

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

J. W. Edwards  
Clerk, Circuit Court, Mobile County, Alabama.

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

\_\_\_\_\_ COURT

MOBILE COUNTY

VS. { Detinue Forthcoming  
Bond by Plaintiff

AD10