

Assets Realization Company, Inc.

104 NORTH ROYAL STREET

P. O. Box 146

PHONES DEXTER 1454 AND 1455

Mobile, Alabama
June 30th, 1934

Mrs. Mary Alice Stone
Clerk of the Circuit Court
Bay Minette, Ala.

My dear Mrs. Stone:

RE: Assets Realization Co.
VS
Edmund Bailey

We thank you for your letter of June 29th, advising that writ of possession has been issued, but you find no evidence of it having been served.

We would thank you to call the Sheriff's attention to this fact, and have it served on the Baileys at once. We want these darkies removed from the land at the earliest possible moment, and if it is necessary to issue any other writ, we would thank you to do so.

Mr. Frohlich who represented us in the matter is not any longer in Mobile, and we would appreciate your assisting us in any way possible to clear this affair.

Thanking you for your past courtesies, we are,

Respectfully,

ASSETS REALIZATION CO., Inc.

Per M.H.P.

WRIT OF POSSESSION AND FIERI

FACIAS --

THE STATE OF ALABAMA

COUNTY OF BALDWIN ..

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to deliver to Assets Realization Company, Inc., possession of the lands and tenements which the said Assets Realization Company, Inc., recovered of Edmund Bailey by the judgment of our Circuit Court, held for the County of Baldwin, on the 15th day of August, 1932, viz:-

That portion of the Southeast fractional quarter of Section Thirty-six (36) in Township Three (3) North, Range Two (2) East, lying South of the Public Road running from Montgomery Hill Landing to Perdido Station. Said Property being in Baldwin County, Alabama.

You are further commanded to make return of this writ and the execution thereof according to law.

Witness my hand, this _____ day of June, 1934.

Register & Clerk.

WRIT OF POSSESSION AND FIERI

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THE STATE OF ALABAMA

COUNTY OF BALDWIN ..

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You are further commanded to make return of this writ and the execution thereof according to law.

Witness my hand, this _____ day of June, 1934.

Register & Clerk.

94

Writ of Possession

Assets Realization Co

VS

Edmond Bailey

DEFENDANTS

AT LAW.

M. E. FROMLICH, ATTORNEY FOR
PLAINTIFF

Original

Assets Realization
Inc. - a Corporation
-PVS-

Edmund Bailey and
Caroline Bailey

Filed May 2 3rd 1931
J. W. Rieckman
Clerk.

The State of Alabama }
Baldwin County

CIRCUIT COURT--LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

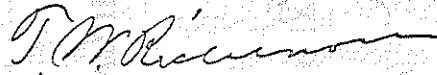
You are hereby commanded to summon

Edmund Bailey and Caroline Bailey

to appear within thirty days from the service of this writ in the Circuit Court, to be held for said County, at the place of holding the same, then and there to answer the complaint of

Assets Realization Company, Incorporated, a corporation

Witness my hand, this 23rd day of May 1931

 Clerk.

COMPLAINT

Original

RECORDED

Received in office day of
19

Sheriff of _____ County, Ala.

Executed by serving cop *y*
of the within Summons and Complaint on
Edmund Bailey
Caroline Bailey

Defendant

This the *25* day of *July* 19*31*

H. R. Street
Sheriff of *Baldwin* County, Ala.
By *E. J. Paulace*
Deputy Sheriff.

Assets Realization Company,
Incorporated, a corporation

VS.

Edmund Bailey and Caroline
Bailey

IN CIRCUIT COURT OF BALDWIN COUNTY

Term *19*

SUMMONS AND COMPLAINT

Filed in office this *23rd* day of
 May A. D. 19*31*

H. E. Frohlich Clerk.
H. E. Frohlich
Plaintiff's Attorney.

3120
STATE OF ALABAMA, :
COUNTY OF MOBILE. :

For and in consideration of the sum of Ten (\$10.00) dollars, and other valuable considerations to me in hand paid by Assets Realization Company, the receipt of which is hereby acknowledged, I, W.C. Spotswood, do hereby sell, transfer, and assign unto the said Assets Realization Company, all my right, title and interest in and to that certain mortgage made to me by Caroline Bailey & Edmund Bailey, and dated April 8, 1927, for the sum of Two Hundred (\$200.00) dollars, and recorded in Mortgage Book No. 38, pages number 254-255, of the Probate Court Records of Baldwin County, Alabama.

And in and to the notes described in said mortgage, I, W.C. Spotswood do hereby grant, bargain, sell and convey unto the said Assets Realization Company, all my right, title and interest in and to the lands described in said mortgage. But this transfer is without recourse on me.

In Witness Whereof, I have hereunto set my hand this the 21st day of July, 1927.

W.C. Spotswood. (Seal)

State of Alabama, :
County of Mobile. :

I, Lillian Fritz, a notary public in and for said State and county, do hereby certify that W.C. Spotswood, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that being informed of the contents of said conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand on this the 21st day of July, 1927.

(Seal)

Lillian Fritz, Notary Public,
Mobile Co., Ala.

✓ Filed for record January 9th, 1928 at 8 A M.

Recorded January 9th, 1928.

G.W. Humphries, Judge of Probate.

Figure 1

complete copy of an instrument of writing as the same appears of

November, A.D., 1929.

Judge of Probate Court.



ASSETS REALIZATION COMPANY,
INCORPORATED, a corporation,
Plaintiff,

vs.

EDMUND BAILEY and CAROLINE
BAILEY,
Defendants.

No. 9481 - Non-Jury

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

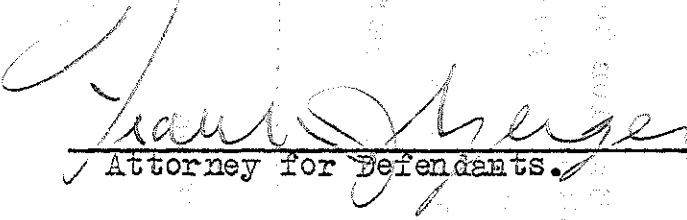
AT LAW.

PLEA OF GENERAL ISSUE

The defendants, for answer to the complaint filed
in this cause, plead the general issue of not guilty.

SPECIAL PLEA

The defendants, by way of special plea in answer to
the complaint in this cause, say that the plaintiff cannot re-
cover in this suit for the reason that at the time of the fil-
ing of this suit there was pending, and is still pending, in this
court a suit of unlawful detainer by said plaintiff against
these defendants for recovery of the possession of the same
land of which the possession is sought to be recovered by said
plaintiff from these defendants in this present suit.


Attorney for Defendants.

No. 9481 - Non-Jury

CIRCUIT COURT, BALDWIN COUNTY, ALA.

Assets Realization Co., Inc.,
a corporation,

vs.

Plaintiff,

Edmund Bailey and Caroline
Bailey,
Defendants.

Pleas

Filed, August 21, 1931,

W. W. Williams
Circuit Clerk.

Frank J. Yerger
Attorney for Defendants

Know All Men by These Presents, That We, Caroline Bailey and Edmund Bailey

hereinafter called mortgagors, in consideration of the sum of Two Hundred 00/100 Dollars

payable to US in hand paid by W. C. Spotswood

hereinafter called mortgagee, the receipt whereof is hereby acknowledged, do by these presents grant, bargain,

sell and convey unto said mortgagee W. C. Spotswood, his heirs and assigns forever, all

that certain real property in Baldwin County, Alabama, described

as follows: that portion of the South-East Fractional quarter of

Section Thirty-six (36), in Township Three (3) North, Range Two (2)

East, lying South of the public road running from Montgomery Hill

landing to Perdido Station, also the following described personal

property, viz: two mules and two wagons.

Together with all and singular the tenements, rights, privileges and appurtenances, to said described premises in anywise belonging. TO HAVE AND TO HOLD the same forever. PROVIDED ALWAYS, and these presents are upon the express condition that if the said mortgagor S, shall well and truly pay to the mortgagee

the sum of Two Hundred Dollars, with interest from date, according

to the tenor and effect of a certain promissory note made by us

payable to the said W. C. Spotswood, bearing even date with this

instrument and payable at the Baldwin County Bank, Bay Minette,

Alabama, on the 8th day of October 1927.

and shall also discharge all the duties imposed upon said mortgagee, by this mortgage, then these presents shall become void, otherwise to remain in full force.

In event of default in the payment at maturity of said mortgage debt, or any amount secured hereby, mortgagee

is hereby authorized to sell said property, at auction, for cash, after giving notice by advertisement, once a week for three consecutive weeks, in any newspaper then published in Baldwin County,

Alabama, to make proper conveyance to purchaser, and the proceeds of sale to apply first, to the

payment of the costs of said sale, including a reasonable attorney's fee; second, to the payment of said mortgage debt and

any sums herein provided for, the balance, if any, to be paid over to the said mortgagors Mortgagee may purchase said

property at such sale and, in that event, the auctioneer conducting the sale is authorized in the name of the mortgagor S

and as their attorney in fact, to make deed to mortgagee Mortgagee agrees to pay such reasonable attorney's fees as may be incurred by the mortgagee, in the collection of said mortgage debt, or otherwise by reason of any

default on the part of the mortgagor Mortgagee covenants that they are seized in fee simple

of said property, that it is free from all encumbrances, that they will warrant the same to mortgagee

, and to the purchaser thereof, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said mortgagors ha hereunto set their hands and seals this 8th.

day of April A. D. 1927.

Caroline Bailey (Seal)
his
Edmund Bailey (Seal)
marks

E. D. Bailey Jr.
Wm. A. Breazelle, N.P.

Mortgage Deed with Power of Sale

FROM

Caroline Bailey & Edmund Bailey

TO

W. C. Spotswood.

STATE OF ALABAMA, }
County. } Probate Court

Filed in my office for record this

day of 191, and

recorded in Mortgage Book No.

N. S. Pages.

Judge of Probate.

I hereby certify that the Advertisor or Privi-
lege Tax or within instrument was paid by the
lender or creditor. (See general acts of the
Legislature of 1919, on page 420)

W. C. Spotswood
by J. S. Hensley

STATE OF ALABAMA. } I. G. W.
BALDWIN COUNTY.
HUMPHRIES, Judge of Probate, for
said county, hereby certify that the fol-
lowing privilege tax has been paid on
the within instrument as required by
Acts 1902 and 1906, viz.: \$

2.00
J. S. Humphries
Judge of Probate.
W. C. Spotswood
Clerk.

THE STATE OF ALABAMA: Office of the Judge of
BALDWIN COUNTY the Probate Court.
I, G. W. HUMPHRIES, Judge of said Court in and for
said County, do hereby certify that the within instrument
was filed in this office for record on the 22
day of April 1927, at 8
o'clock A. M., and I further certify that the
same is duly recorded in Record Book No. 38 only.
Page 254-5 and duly examined.
Witness my hand this 22 day of April, 1927.
J. S. Humphries Judge of Probate Court.

Notary Public, Baldwin County, Alabama.

IN WITNESS WHEREOF, I hereunto set my hand and official seal, this
9th day of April 1927.

Wm. A. Brown

the day of April 1927, came before me the within
named Caroline Bailey, who being examined separate and apart
from the husband touching her signature to the within conveyance acknowledged that she signed the same of her own
free will and accord, and without fear, constraints, or threats on the part of the husband.

THE STATE OF ALABAMA, }
Baldwin County. } I, Wm. A. Brown, a Notary Public

Notary Public, Baldwin County, Alabama.
Wm. A. Brown
9th day of April 1927

Given under my hand and official seal this
9th day of April 1927
executed the same voluntarily on the day the same bears date.
they
whose names are signed to the foregoing conveyance, and who are
known to me, acknowledged before me on this day that, being informed of the contents of the said conveyance,
they

THE STATE OF ALABAMA, }
Baldwin County. } I, Wm. A. Brown, a Notary Public
in and for said County and State, hereby certify that Caroline Bailey and Edmund Bailey

KNOW ALL MEN BY THESE PRESENTS that WHEREAS, CAROLINE BAILEY and EDMUND BAILEY, her husband did execute and deliver their certain mortgage on April 8, 1927 to W. C. Spottswood, conveying certain real and personal property in Baldwin County, Alabama, as the same appears of record in Record Book No. 38 of Mortgages, pages 254-5 in the Probate Court of Baldwin County, Alabama, and

WHEREAS said mortgage was duly transferred by the said W. C. Spottswood to Assets Realization Company by assignment executed July 21, 1927, and

WHEREAS default was made in the payment of the debt secured by said mortgage and the same was advertised for foreclosure by public sale by three weekly consecutive publications in the Baldwin Times, a newspaper published at Bay Minette, Baldwin County, Alabama, ^{and} in accordance with said published notice the undersigned, acting as auctioneer for the said Assets Realization Company, did appear at the front door of the Court House of Baldwin County, Alabama at 12 o'clock noon on Monday November 28, 1927, and did offer the property described in said mortgage at public sale and the bid of Assets Realization Company being the highest and best bid therefor in the sum of Two Hundred and fifty and 65/100 (\$250.65) Dollars which I, as auctioneer did accept and knock down said property to the said Assets Realization Company;

NOW THEREFORE, I, the said W. C. Beebe, for and in consideration of the said sum of Two Hundred fifty and 65/100 (\$250.65) Dollars to me in hand paid by Assets Realization Company do hereby grant, bargain, sell and convey unto the said Assets Realization Company all right, title or interest of the said Caroline Bailey and Edmund Bailey, in and to the following described property situate in Baldwin County, Alabama, viz:-

That portion of the Southeast fractional Quarter

in Section Thirty-six (36), Township Three (3) North, Range Two (2) East, lying south of the public road running from Montgomery Hill landing to Perdido Station, Baldwin County, Alabama.

Also the following described personal property located upon said land, viz, two mules and two wagons.

TOGETHER with all the improvements and appurtenances thereunto belonging.

TO HAVE AND TO HOLD the same unto the said Assets Realization Company, and unto its successors and assigns.

IN WITNESS WHEREOF, I, the said W. C. Beebe, as Auctioneer, have hereto set my hand this 21 day of December, 1927.

W C Beebe
As Auctioneer.

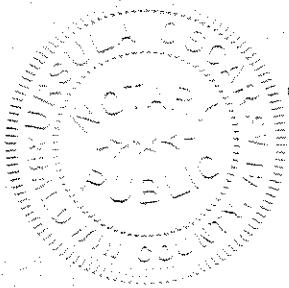
STATE OF ALABAMA,)

BALDWIN COUNTY.)

I, Ursula Oscar, a Notary Public in and for said State and County, do hereby certify that W.C.Beebe, whose name as auctioneer is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the said conveyance, he as such auctioneer executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 21 day of December, 1927.

Ursula Oscar
Notary Public, Baldwin County, Alabama.



State of Alabama,
County of Mobile,
Know all men by these presents, that we, H.B. Pake and Bettie Pake,
his wife, Alfred L. Staples and Anna Louise Staples, his wife, and B.H.
Pake and Jeanne Pake, his wife, parties of the first part, for and in
consideration of the sum of one dollar (\$1.00) and other valuable con-
sideration, to us in hand paid by Assets Realization Company, incor-
porated, of the second part, the receipt of which is hereby acknow-
ledged, do hereby grant, bargain, sell and convey unto the said Assets
Realization Company, the lands in Baldwin County, Ala-
bama, particularly described as follows:-

That portion of the southeast fractional quarter in section
thirty-six (36), township three (3) north, range two (2) east lying
south of the public road running from Montgomery Hill Landing to Fer-
rido Station.

Also start at southeast corner of section 7, township 5 south,
range 2 east, and run west 40.66 chains to a point, thence north
17.05 chains to a point, thence north 6.18 chains to a point, thence
easterly along the south line of Division 3, section 7, to the west
side of the public road as originally laid off running from Lapine to
Spanish Fort, thence northerly along the west side of said road to
feet for the point of beginning of the property hereby conveyed, thence
running northerly along the west side of said road 100 feet to a point,
thence due west to Mobile Bay for the north line of the property here-
by conveyed, thence southerly along said Bay to a point, which point is
so situated that a line running therefrom due east and parallel with
the north line of said property hereabove set out will strike the
point of beginning on said road; thence due east and parallel with the
north line hereindescribed to the point of beginning, being a strip of
land 100 feet wide running from said roadway to the Bay, together with
all the improvements and appurtenances thereunto belonging.
to have and to hold the same unto the said Assets Realization,
incorporated, and unto its successors and assigns in fee-simple.
In witness whereof we have hereunto set our hands and seals this
15th day of June, 1929.

H.B. Pake (Seal)
Bettie Pake (Seal)
Alfred L. Staples (Seal)
Anna Louise Staples (Seal)
B.H. Pake (Seal)
Jeanne Pake (Seal)

State of Alabama,
County of Mobile,
I, Lillian Fritz, a notary public in and for said state and county,
hereby certify that H.B. Pake and Bettie Pake, his wife, whose names
are signed to the foregoing conveyance, and who are known to me, ask-
nowledged before me on this day, that, being informed of the contents
of the said conveyance, they executed the same voluntarily on the day
the same bears date.
Given under my hand this 15th day of June, 1929.

Lillian Fritz, Notary Public,
Mobile County, Ala.

State of Alabama,
County of Mobile,
I, Lillian Fritz, a notary public in and for said state and county,
hereby certify that Alfred L. Staples and Anna Louise Staples, his
wife, whose names are signed to the foregoing conveyance, and who are
known to me, acknowledged before me on this day, that being informed
of the contents of the said conveyance, they executed the same volun-
tarily on the day the same bears date.
Given under my hand this 15th day of June, 1929.

Lillian Fritz, Notary Public,
Mobile County, Ala.

State of Alabama,
County of Mobile.

I, Lillian Fritz, a notary public in and for said State and County, hereby certify that B.H. Faye and Jeanne Faye, his wife, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that being informed of the contents of said conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand this 15th day of June, 1929.

Lillian Fritz, Notary Public,
Mobile County, Ala.

The State of Alabama,
Baldwin County.

Probate Court.

Filed in office this 20 day of June, 1929, 8 A.M., and duly recorded in deed book No. 46 N.S. pages 541-2; and I certify that \$1.00 license or privilege tax paid as required by an Act of the Legislature, approved, September 14, 1925;

G.W. Humphries, Judge of Probate, by J.L. Kessler
Clerk.

The State of Alabama,
County of Baldwin

Probate Court.

I, G.W. Humphries, Judge of Probate in and for said State and County, hereby certify that the above and foregoing is a true, correct and complete copy of an instrument of writing as the same appears of record in Deed record 46 N.S. at pages 541 and 542, now on file in the office of Judge of Probate of Baldwin county, Alabama.

Witness my hand and the seal of said Court this 15th day of November, A.D., 1929.

G.W. Humphries
Judge of Probate Court.

