

SOUTHERN GULF LUMBER COMPANY, : IN THE CIRCUIT COURT OF  
INC., A CORP., d/b/a DELANEY'S,

Plaintiff, : BALDWIN COUNTY, ALABAMA

VS:

MRS. IDA ETHEREDGE,

Defendant.

: AT LAW

: NO. 4062

COUNT ONE

The Plaintiff claims of the Defendant the following  
personal property, to-wit:

One General Electric Washer, Model No.  
350, Serial No. NP129815.

With the value of hire or use thereof during the  
detention viz: From the 15th day of December, 1958.

Plaintiff avers that the above described property  
was purchased by the Defendant by virtue of a conditional  
sales contract, wherein she 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 her exemption of personal property  
under the Constitution and laws of this State of Alabama.

COLLINS, GALLOWAY & MURPHY

By: Wm. M. Galloway

ATTORNEYS FOR PLAINTIFF

Address of Defendant:

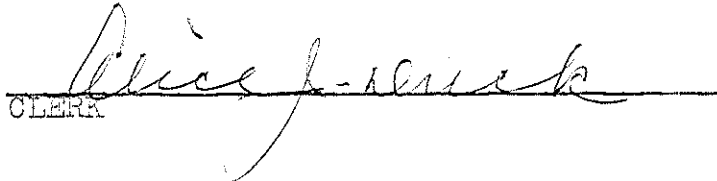
410 Byrne Street  
Bay Minette, Alabama

FILED

NOV 21 1958

ALICE J. DUCK, CLERK  
REGISTER

The Plaintiff, Southern Gulf Lumber Company, a Corporation, d/b/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 cast 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.

  
CLERK

SUMMONS AND COMPLAINT

N. Ore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. ....

.....TERM, 19....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon

Mrs. Ida Etheredge

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

Mrs. Ida Etheredge

....., Defendant

by Southern Gulf Lumber Company, d/b/a Delaneys

....., Plaintiff

Witness my hand this 21 day of Nov 19 59

*Alvin J. Smith*, Clerk

No. 4062

Page

The State of Alabama

Baldwin County

CIRCUIT COURT

SOUTHERN GULF LUMBER COMPANY d/b/a

DELANEYS

Plaintiffs

vs.

MRS. IDA ETHEREDGE

Defendants

Summons and Complaint

Filed 11-21-59

Alice J. Duck

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

11/21 1959

Sheriff

I have executed this summons

this Nov. 23 1959

by leaving a copy with

Mrs. Ida Etheredge

one General Electric  
washer, Model No.  
350, Serial No.  
N.P. 129815  
Dept. made bond  
11/27/59 signed  
By: Mrs. Etheredge,  
Mr. Frank Bishop.  
Property released  
to Dept.

Fayles Wilkins Sheriff

W. A. Talbot Deputy Sheriff

Om

THE STATE OF ALABAMA, }  
BALDWIN -Mobile County }

Know All Men by These Presents, That we Southern Gulf Lumber Co., Inc., a  
Corp., d/b/a Delaney's and E. E. Delaney and E. A. Trigg  
are held and firmly bound unto Mrs. Ida Etheredge of Baldwin  
County, in the sum of One Hundred Ninety and 00/100 (\$190.00)  
Dollars, and costs to be paid to the said  
Mrs. Ida Etheredge

heirs, executors, administrators or assigns; for which payment, well and truly to be made, we bind  
ourselves, and each of us, our and each of our heirs, executors and administrators, jointly, severally,  
and firmly, by these presents. Sealed with our seals and dated this 19 day of  
November 1959.

The condition of the above obligation is such, that whereas the above bound  
Southern Gulf Lumber Co., Inc., a Corp., d/b/a Delaney's  
on the day of the date hereof hath obtained at the suit of itself  
A Summons and complaint for the recovery of personal chattels in specie against  
Mrs. Ida Etheredge

and asks an endorsement on the summons, "That the Sheriff is required to take the property men-  
tioned in said Complaint into his possession," as required by law in such cases, which Summons and  
Complaint are returnable to the Circuit Court of Baldwin  
Court of General Sessions of Mobile County, on the \_\_\_\_\_ day  
of \_\_\_\_\_, 195\_\_\_\_, and which endorsement is made upon the plaintiff entering  
into this Bond.

Now, if the said Plaintiff shall fail in this suit, and pay the Defendant all such costs and damages  
as Mrs. Ida Etheredge

may sustain by reason of the wrongful complaint  
in said cause, 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  
Approved: \_\_\_\_\_ By: E. A. Trigg (S.)

\_\_\_\_\_ (S.)

I hereby certify that the above was presented to me I would approve  
the same as good and sufficient surety.  
November 19th, 1959.

approved  
9-21-59  
Clerk, Circuit Court, Mobile County,  
Alabama.  
271

THE STATE OF ALABAMA,  
Mobile County

Mary L. Grimsley, Notary Public, Mobile County, Alabama

Before me, ~~S. M. Wright, Clerk of The Court of General Sessions of Mobile County~~, personally  
appeared A. B. Snodgrass

who, being duly sworn, deposeth and saith: That the property sued for in the complaint of  
Southern Gulf Lumber Co., Inc., a  
Corp., d/b/a Delaney's vs. Mrs. Ida Etheredge

to-wit:

One General Electric Washer, Model No. 350, Serial No. NP129815

belongs to

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

the said Plaintiff.

A. B. Snodgrass (Seal)

Sworn to and subscribed before me this 19

day of November, A. D., 1959

Mary L. Grimsley  
~~Clerk of The Court of General Sessions of Mobile County~~  
Notary Public, Mobile County, Alabama

4062

No.

DETINUE

Bond and Affidavit

VS.

COLLINS, GALLOWAY & MURPHY

ATTORNEYS AT LAW  
817 FIRST NATIONAL BANK BUILDING  
MOBILE, ALABAMA  
HEMLOCK 2-0568

FRED G. COLLINS  
THOMAS M. GALLOWAY  
M. THOMAS MURPHY (1925-1958)  
WILLIAM H. McDERMOTT

November 20, 1959

Hon. Alice J. Duck, Clerk  
Baldwin County Court House  
Bay Minette, Alabama

Re: Southern Gulf Lumber Co., Inc.,  
a Corporation d/b/a Delaney's  
VS: Mrs. Ida Etheredge

Dear Mrs. Duck:

Enclosed please find a suit with bond in the  
referenced matter.

Would you please advise when the same has been  
filed.

Very truly yours,

Collins, Galloway & Murphy

By: Thomas M. Galloway  
Thomas M. Galloway

TMG:mlg  
Encl: 1 detinue proceeding  
with bond

**The State of Alabama,** {  
**Baldwin County**

KNOW ALL MEN BY THESE PRESENTS, That we, \_\_\_\_\_

The undersigned

and Mrs Ida Ethredge

are held and firmly bound unto Southern Luff Lumber Company

in the sum of Two hundred Dollars, for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

The condition of the above obligation is such that whereas the said Southern

Luff Lumber Company did, on the 21 day

of Nov 1959 sue out of the Circuit Court of Baldwin County

a writ of detinue directed to any Sheriff of said State and commanding him to take into his possession the following property, to-wit: one General Electric Washer

Model No. 350 Serial No. NP129815

which said writ was placed in the hands of Infors Wilkins

Sheriff of Baldwin County, Alabama, on the 24 day of Nov, 1959,

and executed by him on the 23 day of Nov, 1959, by taking into his possession the following property, to-wit:

above property

And whereas the above bound Mrs Ida Ethredge

Defendant in said suit, has, within five days from the execution of said writ, entered into and executed this bond as required by law and thereby obtained possession of said property seized under this writ.

Now if the said Mrs Ida Ethredge is cast in said suit and within thirty days after judgment deliver the property aforesaid to the Plaintiff and pay all costs and damages which may accrue from the detention thereof, then this obligation to be void, otherwise to remain in full force and effect.

X Ida Ethredge (SEAL)

Mrs Ida Ethredge (SEAL)

(SEAL)

Taken and approved this 27 day of Nov 1959

Infors Wilkins  
 Sheriff, Baldwin County, Ala.