

SOUTHERN GULF LUMBER : IN THE CIRCUIT COURT
CO., INC., A Corporation :
d/b/a DELANEY'S : OF BALDWIN COUNTY,
Plaintiff : ALABAMA
VS: :
OLIVER F. FREEMAN :
Defendant : CASE NO. 4316

COUNT ONE

The plaintiff claims of the defendant the following
personal property, to-wit:

One General Electric Washer, Serial
No. 25106258.

One Maytag Dryer, Serial No. 912735.

With the value of hire or use thereof during the
detention, viz: From the 9th day of April, 1960.

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 in the sum of EIGHTY FIVE AND 00/100 (\$85.00) DOLLARS.

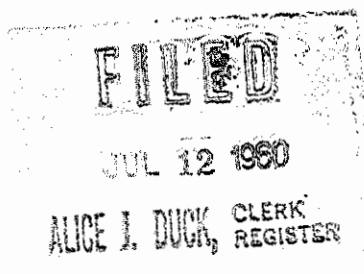
Plaintiff further avers that in said conditional sales
contract wherein the title to the above described goods was
retained by the plaintiff that the defendant did waive all
rights in and to his exemption of personal property under
the Constitution and laws of the State of Alabama.

COLLINS, GALLOWAY & MURPHY

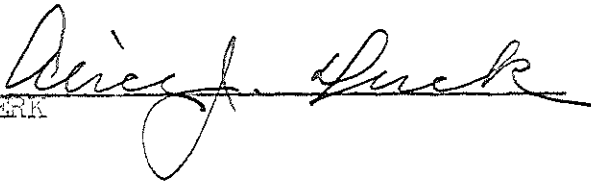
BY: Wm. Galloway
Attorneys for Plaintiff

ADDRESS OF DEFENDANT:

Route 1, Box 180
Daphne, Alabama



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

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 4316

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Oliver F. Freeman

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

Oliver F. Freeman, Defendant.

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

, Plaintiff.

Witness my hand this 12 day of July 19 60

Alice A. Hirsch, Clerk

Debtors HE 39871

No. 4316 Page

The State of Alabama

Baldwin County

CIRCUIT COURT

SOUTHERN GULF LUMBER COMPANY, INC. A Corp.

d/b/a DELANEYS

Plaintiffs

vs.

OLIVER F. FREEMAN

Defendants

Summons and Complaint

Filed 7-12 19 60

Alice J. Duck

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

7/12 19 60
Jaylos Wilkins, Sheriff
I have executed this summons

this 14 July 19 60
by leaving a copy with

Oliver F. Freeman
and taking into
my possession
the within described
property

Turned over to
plaintiff
Bond Supplied By:
Delaney's A.B. Omodar
E.A. Mill 7/22/60
Sheriff claims 44 miles at

Ten Cents per mile Total \$ 4.40
TAYLOR WILKINS, Sheriff

BY W.O. Garner Sheriff
Jaylos Wilkins Deputy Sheriff

W.O. Garner Deputy Sheriff
Spanishfort

STATE OF ALABAMA

County of Mobile.

KNOW ALL MEN BY THESE PRESENTS, That we, Southern Gulf Lumber Company, Inc., a Corporation, d/b/a Delaney's
as Principal, and E. E. Delaney and E. A. Trigg, as Sureties, are held and firmly bound
unto Oliver F. Freeman

in the sum of Eight Hundred Fifty and 00/100 (\$850.00) 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 24th day
of June in the year of our Lord, one thousand, nine hundred and sixty

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said
Southern Gulf Lumber Co., Inc., a Corp., d/b/a Delaneys

did, on the Baldwin day of June, 1960, sue out in the Circuit Court
of Mobile County, Alabama, a writ in detinue, direct to any Sheriff of the State of Alabama, commanding him
to take into his possession the following described property, to-wit:

One G. E. Washer, Serial No. 25106258

One Maytag Dryer, Serial No. 912735

which said writ was placed in the hands of Taylor Wilkins
Baldwin
Sheriff of the County of Mobile, on the 22 day of July, 1960, by taking into his
possession the following described property, to-wit:

One G. E. Washer, Serial No. 25106258

One Maytag Dryer, Serial No. 912735

and whereas the said Oliver F. Freeman
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 Company, Inc., a Corporation.
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: G. B. Delaney (Seal)

E. A. Trigg (Seal)

Oliver F. Freeman (Seal)

Taken and approved this the 22 day of July, 1960

Taylor Wilkins
Sheriff, Mobile County, Alabama

If this bond was presented to me, I would approve the same as good and
sufficient surety.

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

No. _____

COURT

MOBILE COUNTY

VS.

{ Detinue Forthcoming
Bond by Plaintiff

THIS IS TO CERTIFY THAT THE ABOVE NAMED PARTY HAS BEEN ARRESTED AND IS NOW IN THE CUSTODY OF THE SHERIFF OF MOBILE COUNTY, ALABAMA.

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 (1925-1956)

July 7, 1960

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

Re: Southern Gulf Lumber Co. v.
Oliver F. Freeman
Southern Gulf Lumber Co., v.
John M. Waters, Sr.

Dear Mrs. Duck:

Enclosed please find two detinue proceedings, with
bond. Will you please file the same and advise the
date of filing.

Very truly yours,

Collins, Galloway & Murphy

By:


Thomas M. Galloway

TMG:mlb

Encl: 2 detinue suits.

THE STATE OF ALABAMA,
Mobile County

DETINUE BOND AND AFFIDAVIT.

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 Oliver F. Freeman

his

heirs, executors and administrators, in the

sum of Eight Hundred Fifty and 00/100 (\$850.00)

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 24th day of June, A. D. 1960

The Condition of the above Obligation is such, That whereas the above bounden Southern Gulf Lumber Co., Inc., a corp.

doing business as 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

Oliver F. Freeman

for the recovery of the following property.

to-wit:

One G. E. Washer, Serial No. 25106258

One Maytag Dryer, Serial No. 912735

NOW, if the said Southern Gulf Lumber Co., Inc., a Corp d/b/a Delaney's shall fail

in said suit, and shall pay to the said Oliver F. Freeman

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/b/a Delaney's

(Seal)

(Seal)

(Seal)

If this bond was presented to me, I would approve the same as good and sufficient surety.

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

approved
July 12-1960
A. J. J. J. J.
clerk

THE STATE OF ALABAMA
Mobile County

DETINUE AFFIDAVIT

Mary L. Grimsley, Notary Public, Mobile County, Alabama,
PERSONALLY appeared before me, ~~John E. Mandeville, Clerk of the Circuit Court of Mobile County,~~
A. B. Snodgrass

who, being duly sworn, deposes and says, that the property sued for in the complaint of Southern Gulf Lumber Co., Inc., a Corp. d/b/a Delaney's vs. Oliver F. Freeman

to-wit

One G. E. Washer, Serial No. 25106258

One Maytag Dryer, Serial No. 912735

belongs to So. Gulf Lumber Co. Inc a Corp d/b/a Delaney's the said Plaintiff.

Sworn to and subscribed the 24 day
of June, 1960, before me.
Mary L. Grimsley, Clerk
Mary L. Grimsley, Notary Public
Mobile County, Alabama

A. B. Snodgrass
A. B. Snodgrass

No. 4314

Circuit Court
MOBILE COUNTY

VS. { Detinue Affidavit
and Bond

Filed

FILED

19

JUL 12 1960

Clerk Circuit Court Mobile County

ALICE L. HUNTER, REGISTER

Attorney