

FIRST NATIONAL BANK OF BAY
MINETTE, a national banking
association,

PLAINTIFF,

VS.

HARRY N. BRYANT,

DEFENDANT.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN LAW

NO.

4205

COUNT I.

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

Portable Feed Mill; Alliston Rotary Cutter; Corn Elevator; 2 Trailers; 4 Jersey Cows; 18-horse Johnson Motor; 4 Duroc Saws; 1 John Deere Tractor,

with the value of hire or use thereof during detention, to-wit: from the 1st day of December, 1959.

COUNT II.

The Plaintiff claims of the Defendant \$135.75, the balance due by promissory note made by him on the 8th day of June, 1959, and payable in 10 monthly installments of \$27.50 each, the first payment being due on July 20, 1959, and a like payment due on the same day of each succeeding month until paid in full, with interest thereon from maturity at the rate of 8% per annum. Plaintiff further alleges that in and by said note, the Defendant waived all rights of homestead and exemption under the Laws of the State of Alabama, and Plaintiff claims the benefit of such waiver.

Plaintiff further alleges that in and by the terms of said note, the Defendant agreed to pay a reasonable attorney's fee in the event that suit was necessary to secure the same, and Plaintiff claims the further and additional sum of \$20.00 as a reasonable attorney's fee in the premises.

COUNT III.

The Plaintiff claims of the Defendant \$354.00, the balance due by promissory note made by him on the 10th day of January, 1959, and payable in 18 monthly installments of \$44.30 each, the first installment being due on February 10, 1959, and a like payment due on the same day of each succeeding month until paid in full, with interest thereon from maturity at the rate of 8% per annum. Plaintiff

further alleges that in and by said note, the Defendant waived all rights of homestead and exemption under the Laws of the State of Alabama, and Plaintiff claims the benefit of such waiver.

Plaintiff further alleges that in and by the terms of said note, the Defendant agreed to pay a reasonable attorney's fee in the event that suit was necessary to secure the same, and Plaintiff claims the further and additional sum of \$53.00 as a reasonable attorney's fee in the premises.

COUNT IV.

The Plaintiff claims of the Defendant \$449.45, the balance due by promissory note made by him on the 14th day of May, 1959, and payable on the demand of the Plaintiff after December 1, 1959, with interest thereon from maturity at the rate of 8% per annum. Plaintiff further alleges that in and by said note, the Defendant waived all rights of homestead and exemption under the Laws of the State of Alabama, and Plaintiff claims the benefit of such waiver.

Plaintiff further alleges that in and by the terms of said note, the defendant agreed to pay a reasonable attorney's fee in the event that suit was necessary to secure the same, and Plaintiff claims the further and additional sum of \$67.00 as a reasonable attorney's fee in the premises.

FILED

MAR 6 60

ALICE I. DUCK, CLERK
REGISTER

James Owens, Jr.
Attorney for Plaintiff

Received 9 day of March 1960
and on 10 day of March 1960
I served a copy of the within Return
on Harry N. Bryant
By service on _____

TAYLOR WILKINS, Sheriff
By W. A. Talburt D. S.
Little River

attached the following
property

- 1 - Weston Rotary Cutter
- 1 - Corn Elevator
- 2 - Trailers
- 3 - Jersey Cows
- 4 - Durac Lows

Deft made Bond 3/14/60
signed by Harry N. Bryant
Lorey S. Col, J. F. Lambert

Sheriff claims 70 miles at
Ten Cents per mile Total \$ 7.00
TAYLOR WILKINS, Sheriff
BY Talburt
DEPUTY SHERIFF

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

IN LAW NO. 4704

FIRST NATIONAL BANK OF
BAY MINETTE, a national
banking association,

PLAINTIFF,

VS.

HARRY N. BRYANT,

DEFENDANT

SUMMONS AND COMPLAINT

FILED

MAR 9 1960

AJICE L. DUCK, CLERK
REGISTER

(Return)

LAW OFFICES OF
J. CONNOR OWENS, JR.
101 COURTHOUSE SQUARE
BAY MINETTE, ALABAMA

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

BALDWIN COUNTY

Before me, J. Connor Owens, Jr., a Notary Public in and for said County, personally appeared Ray C. Stephens who being by me duly sworn deposes and says that the property sued for in the complaint of First National Bank of Bay Minette, a national banking association, vs. Harry N. Bryant filed in said Court, to-wit:

Portable Feed Mill; Alliston Rotary Cutter; Corn Elevator;

2 Trailers; 4 Jersey Cows; 18-horse Johnson Motor; 4 Duroc Sows;

1 John Deere Tractor

belongs to First National Bank of Bay Minette, a national banking association, the plaintiff.

Sworn to and subscribed before me this 9

day of March, 1960

J. Connor Owens, Jr.
Notary Public

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, First National Bank of Bay Minette, a national banking association, Principal, and Ray C. Stephens and W.M. Kelly, Sureties, are held and firmly bound unto Harry N. Bryant, his heirs, executors and administrators in the sum of Thirty and No/100 (\$30.00) Dollars, for the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated the 9 day of March, 1960.

The condition of the above obligation is such that whereas, the above bound First National Bank of Bay Minette, a national banking association, has on the 9 day of March, 1960 sued out a writ of detinue in the Circuit Court of Baldwin County, returnable to the said Circuit Court against the said Harry N. Bryant for the recovery of the following described property, to-wit:

Portable Feed Mill; Alliston Rotary Cutter; Corn Elevator;

2 Trailers; 4 Jersey Cows; 18-horse Johnson Motor; 4 Duroc Sows;

1 John Deere Tractor

Now, if the said First National Bank of Bay Minette shall fail in said suit and shall pay to the said Harry N. Bryant, the defendant in said suit, all such costs and damages as he may sustain by the wrongful complaint, then this obligation to be void, otherwise, to remain in full force and effect. FIRST NATIONAL BANK OF BAY MINETTE, a national banking association,

Taken and approved this 9 day of March, 1960.

BY: Ray C. Stephens (SEAL)

Ray C. Stephens (SEAL)

W.M. Kelly (SEAL)

Archie F. Smith
Clerk, Circuit Court

No.

4205

THE STATE OF ALABAMA

BALDWIN

COUNTY

CIRCUIT COURT

FIRST NATIONAL BANK OF BAY
MINETTE, a national banking
association,

Plaintiff

vs.

HARRY N. BRYANT

Defendant

Detinue — Affidavit and Bond

Filed this day of

19

MAR

9-28

ALICE J. DUCK

CLERK
REGISTER

Clerk

The State of Alabama, }

Baldwin County

KNOW ALL MEN BY THESE PRESENTS, That we, _____

Harry N. Bryant

and _____

are held and firmly bound unto First National Bank of Bay Minettein the sum of Two Thousand - - - - - Dollars, for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, executors and administrators.

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

First National Bank of Bay Minettedid, on the 9 dayof March 19 60 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: _____

Alliston Rotary CutterCorn ElevatorTwo Trailers3 Jersey Cows4 Duroc Sowswhich said writ was placed in the hands of Taylor WilkinsSheriff of Baldwin County, Alabama, on the 9 day of March, 19 60,and executed by him on the 10 day of March, 19 60 by taking into his possession the following property, to-wit: _____Same as aboveAnd whereas the above bound Harry N. Bryant,

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 First National Bank of Bay Minette is cast in said suit and judgment is rendered against the property addressed to the Plaintiff and said Plaintiff shall pay all costs and damages of such suit and judgment and the said bond shall remain in full force and effect.

Harry N. Bryant
Harry B. Cox (SEAL)

J. H. G. G. G. (SEAL)

 (SEAL)

Taken and approved this 14 day of March 19 60
Taylor Wilkins
 Sheriff, Baldwin County, Ala.