

FIRST NATIONAL BANK OF
CRESTVIEW, a national
banking association,

PLAINTIFF,

VS.

ANDREW M. KILCREASE and
ESTHER A. KILCREASE,

DEFENDANTS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN LAW

NO. 427

COUNT I.

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

1957 Chevrolet Delray Coupe, series 210, 8 cylinders,
ID# VB 57A 127651

with the value of hire or use thereof during detention, to-wit:
from the 31st day of December, 1959.

COUNT II.

Plaintiff claims of the defendants the sum of \$722.45, the balance due by promissory note made by them on the 27th day of May, 1959, and payable in 17 monthly installments of \$55.50 and one installment of \$54.45, the first installment being due on the 10th day of July, 1959, and on the same day of each succeeding month thereafter until paid in full, with interest thereon from maturity at the rate of 8% per annum. Plaintiff alleges that in and by the terms of said note if any installment of the note was not paid on time specified, then the entire amount unpaid shall be due and payable.

Plaintiff further alleges that in and by the terms of said note, the defendants 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 \$105.00 as a reasonable attorney's fee in the premises.


Attorney for Plaintiff

Received 4 day of April 1968
and on 7 day of April 1968
served a copy of the within Return
on Andrew M. Kilcrease
Esther A. Kilcrease
by service on _____

TAYLOR WILKINS, Sheriff
By Edleigh Stralham S.

Robertsdale, Ala

Executed by attaching
the within described
property and returning
at Edleigh Stralham
place. Case settled
between parties

Sheriff's fees 100
Ten Cents per mile 10.00
TAYLOR WILKINS, Sheriff
BY Ed
DEPUTY SHERIFF

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN LAW NO. 4117

FIRST NATIONAL BANK OF
CRESTVIEW, a national
banking association,

PLAINTIFF,

VS.

ANDREW M. KILCREASE and
ESTHER A. KILCREASE,

DEFENDANTS.

SUMMONS AND COMPLAINT

FILED
MAR 24 1968
ALICE H. DICK, CLERK
REGISTER

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

THE STATE OF ALABAMA,

Baldwin

County.

Circuit Court.

Know all Men by these Presents, That we, First National Bank of
Crestview, a national banking association, and Fidelity and
Deposit Company of Maryland
are held and firmly bound unto

Andrew M. Kilcrease and Esther A. Kilcrease

in the sum of Two thousand and five hundred and no/100 Dollars,
for which payment well and truly to be made, we bind ourselves, our heirs, executors, and administrators,
jointly and severally, by these presents.

Sealed with our seals, and dated this 15 day of April, 1960.

The Condition of this Obligation is Such, That whereas, the above named First
National Bank of Crestview, Florida commenced an action of
Detinue against the said Andrew M. Kilcrease and Esther A. Kilcrease in
the Circuit Court of said County, on the _____ day
of March, 1960, by the indorsement of the Clerk of said Court on the
summons in said action, any Sheriff of the State of Alabama was commanded to take into his possession the
following described property, to wit:

1957 Dhevrolet Delray Coupe, series
210, 8 cylinders, ID# VB 57A 127651

which said summons, together with said indorsement thereon, was, on the _____ day of
March, 1960, placed in the hands of Taylor Wilkins
as Sheriff of said County, for due execution thereof, and on the _____ day of
April, 1960, was executed by said Sheriff taking possession of the following
property, to wit:

1957 Chevrolet Delray Couple, series
210, 8 cylinders, ID# VB 57 A 127651

and, whereas, the said Andrew M. Kilcrease and Esther A. Kilcrease

the Defendant s have neglected, for five days thereafter, to give bond
and take possession of said property as authorized by law, and upon the execution of this Bond the said Sheriff

Code 1940 Tit. 7, Sec. 920

has delivered to the said Defendant.....the said property taken into his possession: Now, therefore, if

First National Bank of Crestview, Crestview

Florida

the Plaintiff.....aforesaid, shall deliver the said property to.....

Andrew M. Kilcrease and Esther A. Kilcrease

the said Defendant.....within thirty days after judgment, and pay damages for the detention of the property, and costs of suit, in case.....shall fail in said suit, then this obligation to be void, otherwise to remain in full force. And we and each of us hereby waive all right of claim of exemption we or either of us have now, or may hereafter have, under the Constitution and laws of Alabama; and we hereby severally certify that we have property free from all incumbrance to the full amount of the above Bond.

Witness our hands and seals, this 15 day of April, 19 60.

First National Bank of Crestview
by: [Signature] (Seal.)
agent and attorney in fact

Fidelity Deposit Company of
Maryland (Seal.)

by: [Signature] (Seal.)
attorney in fact

Approved 15 day of April, 19 60
[Signature] Sheriff.

No.

The State of Alabama,

County.

Court.

Plaintiff

vs.

Defendant.

PLAINTIFF'S REPLEVY BOND IN
ACTION OF DETINUE

Filed this.....day of

19.....

Clerk.

(Box 619-2) MAESHALL & BRUCE-BIRMINGHAM

STATE OF ALABAMA

Baldwin

COUNTY

IN THE CIRCUIT COURT OF

Baldwin

COUNTY

Before me, _____, a Notary Public in and for said County,
 personally appeared J. Connor Owens, Jr. who being by me
 duly sworn deposes and says that the property sued for in the complaint of First National Bank
of Crestview, vs. Andrew M. Kilcrease and Esther filed in said Court, to-wit:
A. Kilcrease

1957 Chevrolet Delray Coupe, series 210
8 cylinders ID# VB 57A 127651

belongs to First National Bank of Crestview, the plaintiff.

Sworn to and subscribed before me this 24th

day of March, 1960

J. G. Maslow, Jr.
 Notary Public

STATE OF ALABAMA

Baldwin

COUNTY

IN THE CIRCUIT COURT OF

Baldwin

COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, First National Bank of
Crestview, a national banking association, Principal, and
J. Connor Owens, Jr., Sureties, are held and
 firmly bound unto Andrew M. Kilcrease and Esther A., his heirs, executors and admin-
Kilcrease
 istrators in the sum of Forty and no/100 Dollars,
 for the payment of which we jointly and severally bind ourselves, our heirs, executors and adminis-
 trators.

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

The condition of the above obligation is such that whereas, the above bound First National
Bank of Crestview has on the _____ 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 Andrew M.
Kilcrease and Esther A. Kilcrease for the recovery of the following
 described property, to-wit:
as described above

Now, if the said First National Bank of Crestview shall fail in said suit
 and shall pay to the said Andrew M. Kilcrease and Esther A. Kilcrease 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.

Taken and approved this 24 day of

March, 1960

CASH BOND DEPOSIT

First National Bank of Crestview (SEAL)

By: J. Connor Owens, Jr. (SEAL)

J. Connor Owens, Jr. (SEAL)

No. 24-17

THE STATE OF ALABAMA

Baldwin COUNTY

CIRCUIT COURT

First National Bank of
Crestview, a natl banking
association
Plaintiff

vs.

Andrew M. Kilcrease and
Esther A. Kilcrease
Defendant

Detinue — Affidavit and Bond

Filed this 24 day of Mar, 1960

Reice J. Luck
Clerk

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No.-----

MARCH

TERM, 19 60

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon ANDREW M. KILCREASE and

ESTHER A. KILCREASE

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 Andrew M.

Kilcrease and Esther A. Kilcrease, Defendants

by First National Bank of Crestview, a national banking association,

Plaintiff

Witness my hand this

24

day of

March

19 60

Clerk

Ex 4-7-60
Defendants reside at: Rt.1, Box 265-B, Robertsdale, Alabama.

No. _____ Page _____

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

Plaintiffs

vs.

Defendants

Summons and Complaint

Filed _____ 19__

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

_____, 19__

Sheriff.

I have executed this summons

this _____ 19__

by leaving a copy with

Sheriff.

Deputy Sheriff.