

4285

STATE OF ALABAMA)
*
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon DOYLE CRAIN 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 GULF NATIONAL BANK OF GULFPORT, Gulfport, Mississippi, a National Banking Association, and WEBB M. MIZE, Trustee,

WITNESS my hand this 14 day of June, 1960.

Oliver J. Black
Clerk.

Defendant can be served at
Herrin Tank Lines, Bay Minette,
Alabama.

GULF NATIONAL BANK OF GULFPORT, GULFPORT, MISSISSIPPI, a National Banking Association, and WEBB M. MIZE, Trustee,	Ø	IN THE CIRCUIT COURT OF
	Ø	BALDWIN COUNTY, ALABAMA
Plaintiffs,	Ø	
vs.	Ø	AT LAW.
DOYLE CRAIN,	Ø	
Defendant.	Ø	

COUNT ONE:

The Plaintiffs claim of the Defendant, FOUR THOUSAND NINE HUNDRED SEVEN AND 71/100 DOLLARS (\$4,907.71), balance due by Promissory Note, made by him on May 5, 1959, and payable in fourteen consecutive monthly installments of \$500.00 each and one last installment of \$625.00 on the second day of each month commencing on the 2nd day of June, 1959, with interest thereon.

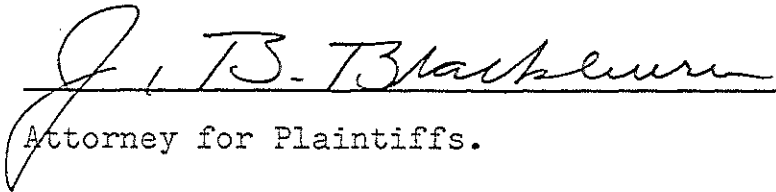
COUNT TWO:

The Plaintiffs claim of the Defendant, the following personal property, viz:

One 1957 International V-190 cab and chassis tractor
truck, Serial No. FV8357, Motor No. 9409;

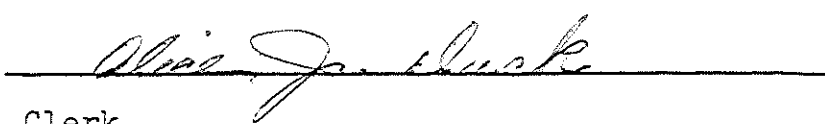
One 1957 International V-190 cab and chassis tractor
truck, Serial No. FV8359, Motor No. 9404,

with the value of the hire or use thereof during the detention,
viz, from the 1st day of June, 1960.


Attorney for Plaintiffs.

TO THE SHERIFF OF SAID COUNTY:

Whereas, the Plaintiffs in the within stated cause have
made affidavit and given bond as required by law you are hereby
required to take the property mentioned in Complaint into your
possession unless the Defendant gives bond payable to the Plaintiffs
with sufficient surety in double the amount of the value of the
property, with condition that if the Defendant is cast in the suit
he will within thirty days thereafter, deliver the property to
the Plaintiffs, and pay all damages and costs which may accrue
from the detention thereof.


Clerk.

FILED
JUN 14 1960
ALICE J. LUCK, Clerk

quiry. *Boyle* *Crane*

Taylor Wilkins, Sheriff

By W. H. West
Deputy Sheriff

Received 14 day of June 1965
and on 15 day of June 1965

I served a copy of the within Continued

on ~~11/11/11~~ ~~11/11/11~~

attached within

By signature properly

TAYLOR WILKINS, Sheriff

By John J. Kelly D. S.

ATTACHED:

One 1957 International V-190 Cab and Chassis tractor truck, serial No. FV8357, Motor No. 9409

One 1957 International V-190 Cab and Chassis tractor truck, serial no. FW8359, Motor No. 9404

City. made bond for \$25000
of that bond a certificate City. D. van
Buren was given for \$10000

[illegible]

SUMMONS AND COMPLAINT

GULF NATIONAL BANK OF GULFPORT,
GULFPORT, MISSISSIPPI, a
National Banking Association,
and WEBB M. MIZE, Trustee,

Plaintiffs,

VS.

DOYLE CRAIN,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW.

FILED

JUN 14 1960

ALICE L. DUCK, Clerk

J. B. BLACKBURN

ATTORNEY AT LAW

BAY MINETTE, ALABAMA

94

GULF NATIONAL BANK OF GULFPORT,
GULFPORT, MISSISSIPPI, a
National Banking Association,
and WEBB M. MIZE, Trustee,

Plaintiffs,

VS.

DOYLE CRAIN,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

DETINUE AFFIDAVIT

STATE OF ALABAMA)

*

BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared Webb M. Mize, who, after being by me first duly and legally sworn, deposes and says: That the property sued for in the complaint of Gulf National Bank of Gulfport, Gulfport, Mississippi, a National Banking Association, and Webb M. Mize, plaintiffs, vs. Doyle Crain, defendant, to-wit:

1 1957 International V-190 cab and chassis tractor truck, Serial No. FV8357, Motor No. 9409

1 1957 International V-190 cab and chassis tractor truck, Serial No. FV8359, Motor No. 9404

belongs to Webb M. Mize, Trustee, one of the said plaintiffs.

Webb M. Mize
Webb M. Mize

Sworn to and subscribed before me on this the 13th day of June, 1960.

Louise Hisscox

Notary Public, Harrison County, Mississippi

My Commission Expires on 24 APR 1962

FILED

JUN 14 1960

ALICE L. DUCK, Clerk

#4203
DETINUE AFFIDAVIT

GULF NATIONAL BANK OF GULFPORT,
GULFPORT, MISSISSIPPI, a National
Banking Association, and WEBB M.
MIZE, as Trustee,

VS.

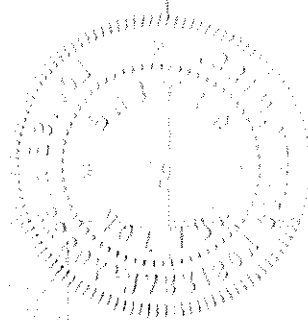
Plaintiffs,

DOYLE CRAIN,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

FILED
JUN 14 1960
ALICE J. DUCK, Clerk



GULF NATIONAL BANK OF GULFPORT,)	
GULFPORT, MISSISSIPPI, a)	
National Banking Association,)	IN THE CIRCUIT COURT OF
and WEBB M. MIZE, Trustee,)	BALDWIN COUNTY, ALABAMA
Plaintiffs,)	
VS.)	AT LAW
DOYLE CRAIN,)	
Defendant.)	

DETINUE BOND

STATE OF ALABAMA)
 *
 BALDWIN COUNTY)

KNOW ALL MEN BY THESE PRESENTS: That we, Gulf National Bank of Gulfport, Gulfport, Mississippi, a National Banking Association, and Webb M. Mize, as Principals, and the undersigned, as Surety, are held and firmly bound unto Doyle Crain, his heirs, executors and administrators in the sum of One Hundred Dollars (\$100.00) for the payment of which we, jointly and severally, bind ourselves, our heirs, executors, administrators, successors and assigns, firmly by these presents.

Sealed with our seals and dated the 14th day of June, 1960.

The condition of the above obligation is such that, Whereas, the above bound Gulf National Bank of Gulfport, Gulfport, Mississippi, a National Banking Association, and Webb M. Mize, as Trustee, have on the 14th day of June, 1960, sued out from the office of the Clerk of the Circuit Court of Baldwin County, Alabama, a writ of detinue returnable to the said Circuit Court, against the said Doyle Crain for the recovery of the following described personal property, to-wit:

1 1957 International V-190 cab and chassis tractor truck, Serial No. FV8357, Motor No. 9409

1 1957 International V-190 cab and chassis tractor truck, Serial No. FV8359, Motor No. 9404

NOW, if the said Gulf National Bank of Gulfport, Gulfport, Mississippi, a National Banking Association, and Webb M. Mize, as Trustee, shall fail in the said suit and shall pay to the said Doyle Crain, defendant in said writ, all such costs and damages as he may sustain by the wrongful suing out thereof, then this obli-

gation to be void, otherwise to remain in full force and effect.

GULF NATIONAL BANK OF GULFPORT,
GULFPORT, MISSISSIPPI, a National
Banking Association (SEAL)

By J. M. Smagood

As its Vice President

Webb M. Mize (SEAL)
Webb M. Mize

THE FIDELITY AND CASUALTY COMPANY
OF NEW YORK, a corporation (SEAL)

By Allen K. Lindy

As its Attorney in Fact

Taken and approved on this
the 14 day of June, 1960.

Beice J. Luck
Clerk of the Circuit Court

GULF NATIONAL BANK OF GULFPORT,)
GULFPORT, MISSISSIPPI, a)
National Banking Association,)
and WEBB M. MIZE, Trustee,)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

Plaintiffs,

vs.

AT LAW.

DOYLE CRAIN,

Defendant.

FORTHCOMING BOND:

STATE OF ALABAMA)
*
BALDWIN COUNTY)

KNOW ALL MEN BY THESE PRESENTS: That we, Gulf National Bank of Gulfport, Gulfport, Mississippi, a National Banking Association, and Webb M. Mize, as principals, and the undersigned as Surety, are held and firmly bound unto Doyle Crain, in the sum of TEN THOUSAND AND NO/100 DOLLARS (\$10,000.00), for the payment of which 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 the 21 day of June, 1960.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, THAT, WHEREAS, the Plaintiffs did, on the 14th day of June, 1960, sue out of the Circuit Court of Baldwin County, Alabama, a writ in detinue, directed to the Sheriff of Baldwin County, Alabama, and commanding him to take into his possession the following described property, to-wit:

One 1957 International V-190 cab and chassis tractor truck, Serial No. FV8357, Motor No. 9409;

One 1957 International V-190 cab and chassis tractor truck, Serial No. FV8359, Motor No. 9404;

which said writ was placed in the hands of Taylor Wilkins, Sheriff of Baldwin County, Alabama, on the 15th day of June, 1960, and executed by him on the 16th day of June, 1960, by taking into his possession, the following described property, to-wit:

One 1957 International V-190 cab and chassis tractor truck, Serial No. FV8357, Motor No. 9409;

One 1957 International V-190 cab and chassis tractor truck, Serial No. FV8359, Motor No. 9404;

And, Whereas, the said Doyle Crain, Defendant in said suit has failed and neglected for the space of five days from the taking into possession of the said property by the said Sheriff aforesaid, to give bond and take possession of the said property as authorized by law.

NOW, THEREOFRE, if the said Plaintiffs in said suit shall deliver the above described property to the said Defendant in said suit within thirty days after judgment in case Plaintiffs shall fail to recover the same in this said suit and pay all damages for the detention of said suit and costs, then in that event, this obligation to be void, otherwise to remain in full force and effect.

GULF NATIONAL BANK OF GULFPORT,
GULFPORT, MISSISSIPPI, a National
Banking Association. (SEAL)

By: *J. M. Amador*
As its *President & Cashier*

Webb M. Mize (SEAL)
Webb M. Mize.

THE FIDELITY AND CASUALTY COMPANY
OF NEW YORK, a Corporation. (SEAL)

By: *William Lindsey*
As its Attorney in Fact.

Taken and approved on this the

24th day of June, 1960.

L. J. Wilkins
Sheriff of Baldwin County, Alabama.

GULF NATIONAL BANK OF GULFPORT,
GULFPORT, MISSISSIPPI, a National
Banking Association, and WEBB M.
MIZE, Trustee,

VS.

DOYLE CRAIN,

Plaintiffs,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 4285

ANSWER

Now comes the defendant, Doyle Crain, and for answer to
the complaint says:

That he was in possession of the property sued for at the
time it was seized by the Sheriff in this cause; that he consents
and agrees that a judgment be rendered for the plaintiff for the
property sued for, and that the alternate value thereof be fixed
at \$ 1,200.00.

Dated this the 21st day of October, 1960.

Doyle Crain
Defendant

STATE OF MISSISSIPPI)

*

HARRISON COUNTY)

I, Mildred Milner, a Notary Public,
within and for said County in said State, hereby certify that Doyle
Crain, whose name is signed to the foregoing instrument, and who is
known to me, acknowledged before me on this day that, being informed
of the contents of the instrument, he executed the same voluntarily
on the day the same bears date.

Given under my hand and official seal on this the 21st
day of October, 1960.

Mildred A. Milner
Notary Public, Harrison County, Mississippi

My Commission Expires Sept. 14, 1963

Affix seal.

FILED

JUN 2 1961

ALICE J. DIX, CLERK
REGISTER

ANSWER

GULF NATIONAL BANK OF GULFPORT,
GULFPORT, MISSISSIPPI, a National
Banking Association, and WEBB M.
MIZE, Trustee,

VS.

DOYLE CRAIN,

Plaintiffs,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 4285

FILED

JUN 2 1961

Alice J. Dick, Clerk
REGISTER

