

(4730)

The Fidelity and Casualty Company of New York

GENERAL POWER OF ATTORNEY

Know all men by these Presents, That the FIDELITY AND CASUALTY COMPANY OF NEW YORK has made, constituted, and appointed, and by these presents does make, constitute, and appoint

Grady P. Gilbert, Jr. of Robertsdale, Alabama

its true and lawful attorney for it and in its name, place and stead to execute on behalf of the said Company, as surety, bonds, undertakings and contracts of suretyship to be given to

all obligees

provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of FIFTY THOUSAND (\$50,000) DOLLARS.

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of THE FIDELITY AND CASUALTY COMPANY OF NEW YORK at a meeting duly called and held on the 16th day of October, 1957:

"RESOLVED, that the Chairman of the Board, the President, an Executive Vice President or any Vice President of the Company, be, and that each or any of them hereby is, authorized to execute Powers of Attorney qualifying the attorney named in the given Power of Attorney to execute in behalf of THE FIDELITY AND CASUALTY COMPANY OF NEW YORK, bonds, undertakings and all contracts of suretyship; and that any Secretary or any Assistant Secretary be, and that each or any of them hereby is, authorized to attest the execution of any such Power of Attorney, and to attach thereto the seal of the Company.

FURTHER RESOLVED, that the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company when so affixed and in the future with respect to any bond, undertaking or contract of suretyship to which it is attached."

In Witness Whereof THE FIDELITY AND CASUALTY COMPANY OF NEW YORK has caused its official seal to be hereunto affixed, and these presents to be signed by one of its Vice Presidents and attested by one of its Secretaries this 31st day of March, 1959.

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

Attest:

By

E. J. Miller

Secretary



Carroll R. Young

Vice-President

STATE OF NEW YORK, }
COUNTY OF NEW YORK, } ss.:

On this 31st day of March, 1959, before me personally came Carroll R. Young, to me known, who being by me duly sworn, did depose and say: that he resides in Berkeley Heights in the County of Union, State of New Jersey, at 23 Ridge Drive East; that he is a Vice-President of THE FIDELITY AND CASUALTY COMPANY OF NEW YORK, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.



CERTIFICATE

Robert J. Mettalia

ROBERT J. METTALIA
Notary Public - State of New York
No. 41-2675700
Qualified in Queens County
Certificate Filed in New York County
Term Expires March 30, 1961

STATE OF NEW YORK, }
COUNTY OF NEW YORK, } ss.:

I, the undersigned, a Secretary of THE FIDELITY AND CASUALTY COMPANY OF NEW YORK, a New York corporation, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and furthermore that the Resolution of the Board of Directors, set forth in the said Power of Attorney, is now in force.

Signed and sealed at the City of New York. Dated the _____ day of _____, 19____.



E. J. Miller
Secretary

Bond 4315A

The State of Alabama, }
Baldwin County

CIRCUIT COURT

No. _____

19__

To Any Sheriff of the State of Alabama—Greetings:

You Are Hereby Commanded to Summon LLOYD EARL STOUT

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 _____

TERRE HAUTE FIRST NATIONAL BANK, A CORPORATION, OF TERRE HAUTE
INDIANA

Witness my hand this 8 day of June 19 61

W. J. Muck, Clerk

COMPLAINT

TERRE HAUTE FIRST NATIONAL BANK

LLOYD EARL STOUT

A CORPORATION

Plaintiff

Versus

Defendant

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

1955 KINGHAM TRAILER SERIAL NO. 26397 (Van Body Type)

with the value of the hire or use thereof during the detention, to-wit:

from December 1 19 60, to Date (19 61)

WILTERS, BRANTLEY AND NESBIT

Plaintiff's Attorney.

BY: Thyllis A. Nesbit

State of Alabama

Baldwin County

CIRCUIT COURT

TERRE HAUTE FIRST NATIONAL BANK,

A CORPORATION

Plaintiff

VS.

LLOYD EARL STOUT

Defendant

Detinue Summons and Complaint

Filed _____, 19____

_____, Clerk

WILTERS, BRANTLEY & NESBIT

Plaintiff's Attorney

Defendant's Attorney

To the Sheriff of said County:

Whereas, the Plaintiff in the within stated cause has 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 Plaintiff 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 Plaintiff, and pay all damages and costs which may accrue from the detention thereof.

Alice J. Duck Clerk

Not Found

Returned 12 day of July 1944
Not found in my county after diligent search and inquiry.

Lloyd Earl Stout
Taylor Wilkins, Sheriff
By Stadham Deputy Sheriff

Defendant lives at

Received in office

June 8, 1944

_____, Sheriff

I have executed this summons

this _____, 19____

by leaving a copy with

The State of Alabama, }
Baldwin County

CIRCUIT COURT

No. _____

19__

To Any Sheriff of the State of Alabama—Greetings:

You Are Hereby Commanded to Summon LLOYD EARL STOUT

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 _____

TERRE HAUTE FIRST NATIONAL BANK, A CORPORATION, OF TERRE HAUTE
INDIANA

Witness my hand this 8 day of June 1961

W. J. Luck, Clerk

COMPLAINT

TERRE HAUTE FIRST NATIONAL BANK

LLOYD EARL STOUT

A CORPORATION

Plaintiff

Versus

Defendant

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

1955 KINGHAM TRAILER SERIAL NO. 26397 (Van Body Type)

with the value of the hire or use thereof during the detention, to-wit:

from December 1 1960, to Date (1961)

WILTERS, BRANTLEY AND NESBIT

Plaintiff's Attorney.

BY:

Charles S. Nesbit

No. 4730

Page _____

State of Alabama

Baldwin County

CIRCUIT COURT

Plaintiff _____

VS.

Defendant _____

Detinue Summons and Complaint

Filed _____

FILED

, 19____

JUN 8 1961

, Clerk

**ALICE J. DUCK, CLERK
REGISTER**

Plaintiff's Attorney _____

Defendant's Attorney _____

To the Sheriff of said County:

Whereas, the Plaintiff in the within stated cause has 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 Plaintiff 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 Plaintiff, and pay all damages and costs which may accrue from the detention thereof.

Alice Duck Clerk

Defendant lives at _____

Received in office

June, 19____

, Sheriff

I have executed this summons

this _____, 19____

by leaving a copy with _____

, Sheriff

, Deputy Sheriff

Printed by Moore Printing Co.

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

COUNTY

BALDWIN

COUNTY

Before me,

W. J. H. H. H.

Clerk, Circuit Court

, a Notary Public in and for said County,

personally appeared PHYLLIS S. NESBIT, ATTORNEY

who being by me

duly sworn deposes and says that the property sued for in the complaint of TERRE HAUTE FIRSTNATIONAL BANK, A CORPORATION vs LLOYD EARL STOUT

filed in said Court, to-wit:

1955 KINGHAM TRAILER SERIAL NO. 26397 (Van Body Type)belongs to TERRE HAUTE FIRST NATIONAL BANK

, the plaintiff.

Sworn to and subscribed before me this

Phyllis S. Nesbit

day of

June, 19 *61*

Notary Public

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

BALDWIN

COUNTY

BALDWIN

COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, Phyllis S. Nesbit as

the attorney and the agent of the

, Principal, and

Grady P. Gilbert, Jr. agent of The Fidelity & Casualty Co. of NY, Sureties, are held andfirmly bound unto Lloyd Earl Stout, his heirs, executors and admin-istrators in the sum of TWO HUNDRED (\$200.00) Dollars,
for the payment of which we jointly and severally bind ourselves, our heirs, executors and adminis-Sealed with our seals and dated the 8th day of June, 19 61The condition of the above obligation is such that whereas, the above bound Terre HauteFirst National Bank, a corporation has on the 8th day ofJune, 19 61 sued out a writ of detinue in the Circuit Court ofBaldwin County, returnable to the said Circuit Court against the said Lloyd Earl Stoutfor the recovery of the following
described property, to-wit:1955 KINGHAM TRAILER SERIAL NO. 26397 (Van Body Type)Now, if the said Terre Haute First National Bank shall fail in said suitand shall pay to the said Lloyd Earl Stout, 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. TERRE HAUTE FIRST NATIONAL BANKTaken and approved this 8 day of June, 1961 By Phyllis S. Nesbit (SEAL)BY Grady P. Gilbert, Jr. (SEAL)
THE FIDELITY & CASUALTY CO. OF N.Y. (SEAL)

Clerk, Circuit Court

No. _____

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

TERRE HAUTE FIRST NATIONAL BANK
A CORPORATION

Plaintiff

vs.

LLOYD EARL STOUT

Defendant

Detinue — Affidavit and Bond

Filed this _____ day of _____, 19 _____

Clerk

