

Ms 5040

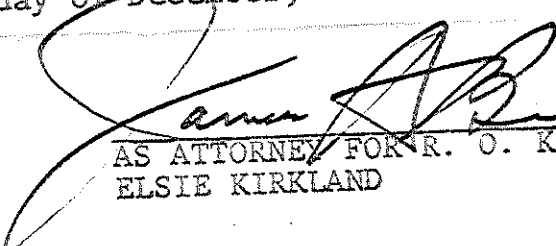
NOTICE OF APPEAL

Comes now R. O. KIRKLAND and ELSIE KIRKLAND, owners of the following described property in Foley, Baldwin County, Alabama, and takes this their appeal from the action of the City Council of Foley, Baldwin County, Alabama, a municipality, at its meeting November 16, 1959, in assessing against said property the sum of \$415.43, for improvements in the nature of a sanitary sewer. The property owners reserve unto themselves each and every objection to said assessment as originally filed with said City Council. The property against which the assessment has been made and this appeal taken is situated in Foley, Baldwin County, Alabama, to-wit:

Lot 7, in Block One, of the Town of Foley, Baldwin County, Alabama.

R. O. KIRKLAND and ELSIE KIRKLAND demand trial by Jury.

DONE this the 5th day of December, 1959.


AS ATTORNEY FOR R. O. KIRKLAND AND
ELSIE KIRKLAND

FILED
FEB 7 1960
ALICE L. DICK, CLERK
REGISTER

STATE OF ALABAMA)

COUNTY OF BALDWIN)

KNOW ALL MEN BY THESE PRESENTS: that R. O. KIRKLAND and ELSIE KIRKLAND, as Principal, and FIDELITY & CASUALTY COMPANY OF NEW YORK, New York, New York, as Surety, are held and firmly bound unto the City of Foley, Alabama, a municipality, in the sum of ONE HUNDRED AND NO/100 (\$100.00) DOLLARS, - - - - - double

the probable cost of the appeal from the November 16, 1959 assessment of a portion of the cost of a certain sanitary sewer against the following property owned by R. O. Kirkland and Elsie Kirkland, in Foley, Baldwin County, Alabama, to-wit:

Lot 7, in Block One, of the Town of Foley, Baldwin County, Alabama.

For which payment well and truly to be made, we bind ourselves, our successors and assigns, jointly and severally, by these presents. The condition of this obligation is such that whereas the above bounden R. O. Kirkland and Elsie Kirkland have taken their appeal from said assessment to the Circuit Court of Baldwin County, Alabama; NOW, if the said R. O. Kirkland and Elsie Kirkland shall prosecute said appeal to effect and pay the City of Foley any judgment that the Circuit Court or other Court may render and all damages that any person may suffer by such appeal, then this obligation shall be void, otherwise to remain in full force and effect.

SEALED with our hands this the 5th day of December, 1959.

JURY TRIAL DEMANDED

R. O. Kirkland (L.S.)
R. O. KIRKLAND
Elsie Kirkland (L.S.)
ELSIE KIRKLAND

FIDELITY & CASUALTY COMPANY OF NEW YORK

BY: William B. Sanders
AS ITS ATTORNEY-IN-FACT

TAKEN, APPROVED AND ORDERED to be recorded this the 7 day of Feb, 1962

FILED

FEB 7 1962

ALICE J. DUCK, CLERK REGISTER

CITY OF FOLEY, ALABAMA

Harry W. Carson
AS ITS MAYOR