

THE NATIONAL CASH REGISTER  
COMPANY,

Plaintiff,

-VS-

W. F. HAWIE, Individually,  
and doing business as  
FAIRHOPE CASINO,

Defendant.

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IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
AT LAW.

5116

DETINUE BOND

KNOW ALL MEN BY THESE PRESENTS, That, we, THE NATIONAL CASH REGISTER COMPANY, as principal, and the UNITED STATES FIDELITY AND GUARANTY COMPANY, as surety, are held and firmly bound unto W. F. HAWIE, individually, and doing business as FAIRHOPE CASINO, in the sum of FOURTEEN HUNDRED SEVENTY-SIX DOLLARS AND FORTY-SIX CENTS (\$1476.46), to be paid to the said W. F. HAWIE, individually and doing business as FAIRHOPE CASINO, his heirs, executors, administrators or assigns; for which payment, well and truly to be made, we bind ourselves, and each of us, our and each of our heirs, executors and administrators, jointly and severally and firmly, by these presents.

Sealed with our seals, and dated this 13<sup>th</sup> day of  
April, 1962.

The condition of the above obligation is such, That whereas the above bound THE NATIONAL CASH REGISTER COMPANY, on the day of the date hereof hath obtained at the suit of THE NATIONAL CASH REGISTER COMPANY versus W. F. HAWIE, Individually, and doing business as FAIRHOPE CASINO, a summons and complaint for the recovery of one (1) each, Register, number 6054M(9)7X-1PK Model FC 6-501 FC1008588, property in specie against said defendant and asks an endorsement by the Clerk of this Court "That the Sheriff is required to take the property mentioned in said complaint into his possession," as required by law in such cases, which summons and complaint are returnable to the next term of the Circuit Court of Baldwin County, and which said endorsement is made upon the plaintiff entering into this bond.

(Page 1)

Now, if the said plaintiff shall fail in this suit, and shall pay the defendant all such costs and damages as he may sustain by reason of the wrongful complaint in said case, then this obligation to be void, otherwise to remain in full force and effect.

THE NATIONAL CASH REGISTER COMPANY,

By The E. C. Kettell Co. Manager  
PRINCIPAL

UNITED STATES FIDELITY AND GUARANTY COMPANY

By Miriam Flynn  
Surety MIRIAM FLYNN, ATTORNEY-IN-FACT

Surety

Approved  
This 17th day  
of April 1962  
Alice J. Duck  
Clerk

FILED  
APR 16 1962  
ALICE J. DUCK, CLERK  
REGISTER

# GENERAL POWER OF ATTORNEY

No. 72924

Know all Men by these Presents:

That UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation organized and existing under the laws of the State of Maryland, and having its principal office at the City of Baltimore, in the State of Maryland, does hereby constitute and appoint

Miriam Flynn

of the City of Mobile  
its true and lawful attorney

State of Alabama

~~XXXXXXXXXXXXXXXXXXXX~~

for the following purposes, to wit:

To sign its name as surety to, and to execute, seal and acknowledge any and all bonds, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, a certified copy of which is hereto annexed and made a part of this Power of Attorney; and the said UNITED STATES FIDELITY AND GUARANTY COMPANY, through us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said

Miriam Flynn

may lawfully do in the premises by virtue of these presents.

In Witness Whereof, the said UNITED STATES FIDELITY AND GUARANTY COMPANY has caused this instrument to be sealed with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this 25th day of July, A. D. 1960

UNITED STATES FIDELITY AND GUARANTY COMPANY.

(Signed)

By L. Brent Wood

Vice-President.

(SEAL)

(Signed)

E. W. Buffington

Assistant Secretary.

STATE OF MARYLAND  
BALTIMORE CITY.

ss:

On this 25th day of July, A. D. 1960, before me personally came L. Brent Wood, Vice-President of the UNITED STATES FIDELITY AND GUARANTY COMPANY and E. W. Buffington, Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland; that they, the said L. Brent Wood and E. W. Buffington were respectively the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so affixed by order of the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company.

My commission expires the first Monday in May, A. D. 1961

(Seal)

(Signed)

Anne M. O'Brien

Notary Public.

STATE OF MARYLAND,  
BALTIMORE CITY.

Sct.

I, James F. Carney, Clerk of the Superior Court of Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that Anne M. O'Brien, Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.

In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Court of Record, this 25th day of July, A. D. 1960

(SEAL)

(Signed)

James F. Carney

Clerk of the Superior Court of Baltimore City

COPY OF RESOLUTION

*That Whereas*, it is necessary for the effectual transaction of business that this Company appoint agents and attorneys with power and authority to act for it and in its name in States other than Maryland, and in the Territories of the United States and in the Provinces of the Dominion of Canada and in the Colony of Newfoundland.

*Therefore, be it Resolved*, that this Company do, and it hereby does, authorize and empower its President or either of its Vice-Presidents in conjunction with its Secretary or one of its Assistant Secretaries, under its corporate seal, to appoint any person or persons as attorney or attorneys-in-fact, or agent or agents of said Company, in its name and as its act, to execute and deliver any and all contracts guaranteeing the fidelity of persons holding positions of public or private trust, guaranteeing the performances of contracts other than insurance policies and executing or guaranteeing bonds and undertakings, required or permitted in all actions or proceedings, or by law allowed, and

*Also*, in its name and as its attorney or attorneys-in-fact, or agent or agents to execute and guarantee the conditions of any and all bonds, recognizances, obligations, stipulations, undertakings or anything in the nature of either of the same, which are or may by law, municipal or otherwise, or by any Statute of the United States or of any State or Territory of the United States or of the Provinces of the Dominion of Canada or of the Colony of Newfoundland, or by the rules, regulations, orders, customs, practice or discretion of any board, body, organization, office or officer, local, municipal or otherwise, be allowed, required or permitted to be executed, made, taken, given, tendered, accepted, filed or recorded for the security or protection of, by or for any person or persons, corporation, body, office, interest, municipality or other association or organization whatsoever, in any and all capacities whatsoever, conditioned for the doing or not doing of anything or any conditions which may be provided for in any such bond, recognizance, obligation, stipulation, or undertaking, or anything in the nature of either of the same.

I, **H. G. Sachse**, an Assistant Secretary of the UNITED STATES FIDELITY AND GUARANTY COMPANY, do hereby certify that the foregoing is a full, true and correct copy of the original power of attorney given by said Company to **Miriam Flynn**

of **Mobile, Alabama**, authorizing and empowering **her** to sign bonds as therein set forth, which power of attorney has never been revoked and is still in full force and effect.

And I do further certify that said Power of Attorney was given in pursuance of a resolution adopted at a regular meeting of the Board of Directors of said Company, duly called and held at the office of the Company in the City of Baltimore, on the 11th day of July, 1910, at which meeting a quorum of the Board of Directors was present, and that the foregoing is a true and correct copy of said resolution, and the whole thereof as recorded in the minutes of said meeting.

*In Testimony Whereof*, I have hereunto set my hand and the seal of the UNITED STATES FIDELITY AND GUARANTY COMPANY on **April 13, 1962.**  
(Date)



Assistant Secretary.

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,

AT LAW.

no. 5116

A F F I D A V I T

STATE OF ALABAMA,  
COUNTY OF BALDWIN.

Before me, the undersigned notary public, in and for said County, in said State, personally appeared E. G. RICKARBY, Attorney for THE NATIONAL CASH REGISTER COMPANY, who, being duly sworn, deposeth and saith, That the property sued for in the complaint of THE NATIONAL CASH REGISTER COMPANY versus W. F. HAWIE, Individually, and doing business as FAIRHOPE CASINO, belongs to THE NATIONAL CASH REGISTER COMPANY, the said plaintiff.

~~E. G. RICKARBY, Attorney for Plaintiff~~

Sworn to and subscribed before me this  
1962.

17 day of April 1962

Notary Public, Baldwin County, Ala.

FILED  
APR 17 1962  
ALICE L. DUK, CLERK  
REGISTER

THE NATIONAL CASH REGISTER  
COMPANY, *a corporation*  
Plaintiff,

-VS-

W. F. HAWIE, Individually,  
and doing business as  
FAIRHOPE CASINO,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

TO THE SHERIFF OF SAID COUNTY, Greeting:

The plaintiff having given bond and made affidavit as required by law, you are hereby required to take the property mentioned in the complaint into your possession, unless the defendant give bond payable to the plaintiff, with security in double the value of the property, conditioned that if the defendant is cast in the suit, he will, within thirty days thereafter, deliver the property to the plaintiff, and pay all costs and damages which may accrue from the detention thereof.

Witness my hand this 17 day of Apr, 1962.

Beiss J. L. Lusk  
Clerk of the Circuit Court,  
Baldwin County, Alabama.

Executed by serving a copy of the within summons and complaint on the defendant this 19 day of April, 1962.

Gayles Wilkins  
Sheriff

5116

The National Cash  
Register Co

VS

W. F. Hawie

Received 17 day of Apr 1962  
on 19 day of April 1962  
served a copy of the within Detention  
W. F. Hawie

y service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff

By W. O. Barnes D. S.

Executed by attaching  
one Cash register No.  
6054M97X-1PK and  
leaving at police  
station I hope  
Taylor Wilkins Sheriff  
April 19, 1962  
W. O. Barnes C. O. S

272

THE NATIONAL CASH REGISTER  
COMPANY, *a corporation*

Plaintiff,

-VS-

W. F. HAWIE, Individually,  
and doing business as  
FAIRHOPE CASINO,


Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,

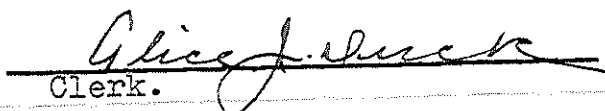
AT LAW.

C O M P L A I N T

The Plaintiff claims of the Defendant the following described personal property, to-wit: One (1) each, Register, number 6054M(9)7X-1PK Model FC 6-501 FC1008588, with the value of the use thereof from the 10th day of August, 1961, to the 10th day of April, 1962.

  
E. G. RICKARBY,  
Attorney for Plaintiff.

Filed in office this 4-17-62.

  
Clerk.

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. \_\_\_\_\_

TERM, 19\_\_\_\_

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon W. F. HAWIE, Individually and doing business as

FAIRHOPE CASINO

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 W. F. HAWIE Individually  
and doing business as FAIRHOPE CASINO, Defendant.

by THE NATIONAL CASH REGISTER COMPANY, A Corporation

Plaintiff.

Witness my hand this 17 April 1962 day of \_\_\_\_\_ 19\_\_\_\_

Clerk

No. \_\_\_\_\_

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THE STATE OF ALABAMA  
BALDWIN COUNTY

CIRCUIT COURT

vs.

Plaintiffs

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

4-19

, 1962

by leaving a copy with

W. F. Harnice

Sheriff claims

140

miles at

Ten Cents per mile Total \$

14.00

TAYLOR WILKINS, Sheriff

BY

Harnice  
DEPUTY SHERIFF

Taylor Wilkins

Sheriff

W. F. Harnice

Deputy Sheriff

F. Hope

**E. G. RICKARBY**

392 FAIRHOPE AVENUE

FAIRHOPE, ALABAMA

April 25, 1962

Mrs. Alice Duck  
Clerk of the Circuit Court  
Bay Minette, Alabama

Dear Mrs. Duck:

Re: The National Cash Register Company  
Vs: W. F. Hawie, dba Fairhope Casino

Please mark claim satisfied and dismissed and send me a  
cost bill.

Yours very truly,



EGR/wr

cc: The National Cash Register Company