

SCHUTTE AND WILLIAMS,
A Partnership composed of
GEORGE W. RANDALL, ROBERT I.
WILLIAMS, and GEORGE OLSEN,

Plaintiff

-vs-

BEN'S PIT BARBECUE, INC.,
A Corporation,

Defendant.

Y
Y
Y
Y
Y
Y
Y

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO.

4961

COUNT ONE

The Plaintiff claims of the Defendant the sum of, to-wit,
Seven Hundred Fifty (\$750.00) Dollars, the balance due by promissory
note executed by B. T. Smith as President of Ben's Pit Barbecue,
Inc. on, to-wit, July 9th, 1959 and payable at the rate of Twenty-
five (\$25.00) Dollars per month beginning July 10th, 1959, which
said amount is now due and payable and the said Defendant has failed
and refused to pay the said amount now due. And Plaintiff further
avers that in and by said note and as a part of the consideration
thereof, the Defendant agreed to pay a reasonable attorney's fee
for the cost of collecting the said note, which the Plaintiff alleges
and claims to be, to-wit, One Hundred Fifty (\$150.00) Dollars.

WHEREFORE the Plaintiff claims of the Defendant the sum of
Nine Hundred (\$900.00) Dollars.

Lyons, Pipes and Cook
LYONS, PIPES AND COOK
Attorneys for the Plaintiff

Defendant may be served at:

It's place of business on the Mobile Bay Causeway by service on
B. T. Smith, President.

FILED

DEC 1 1961

JOSE L. DUCK, CLERK
REGISTER

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 4961

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon

Ben's Barbecue Pit, Inc. A Corp

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

Ben's Barbecue Pit, Inc. A Corp

Defendant.

by Schutte and Williams a partnership composed of George W. Randall

Robert I. Williams, and George Olson

Plaintiff.

Witness my hand this 1st day of December 19 61

Clerk

No. 4961 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

SCHUTTE and WILLIAMS

Plaintiffs

vs.

BEN'S PIT BARBECUE, INC a corp

Defendants

SUMMONS and COMPLAINT

Filed 12-1, 19 61

Alice J. Duck, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at _____

RECEIVED IN OFFICE

12-1, 19 61

, Sheriff

I have executed this summons

this Jan 3, 19 62
by leaving a copy with Ben's Pit Barbecue
Ben J. Smith Mgr.

Sheriff claims 600 fines at
Ten Cents per mile Total \$ 60.00
BY Taylor Wilkins Sheriff
W. O. Garner Deputy Sheriff

Taylor Wilkins Sheriff
W. O. Garner Deputy Sheriff
Causeway

LYONS, PIPES & COOK

ATTORNEYS AT LAW

517 FIRST NATIONAL BANK BUILDING

MOBILE 8, ALABAMA

JOSEPH H. LYONS (1900-1957)

SAM W. PIPES, III

WALTER M. COOK

FRANK T. POPE, JR.

GORDON B. KAHN

IRWIN W. COLEMAN, JR.

November 30, 1961

Honorable Alice J. Duck
Clerk, Circuit Court
Baldwin County, Alabama
Bay Minette, Alabama

Re: Schutte and Williams v. Bens Pit Barbecue, Inc.

Dear Mrs. Duck:

We enclose herewith a copy of a Complaint which we
request that you file in the Circuit Court of Baldwin
County, Alabama.

With best personal regards, we are

Very truly yours,

LYONS, PIPES AND COOK



Gordon B. Kahn

GBK:mb

Encl.