

SUMMONS

THE STATE OF ALABAMA,)

BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon HUBERT MOBLEY, 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, Alabama, at the place of holding same by F. S. ROYSTER GUANO COMPANY.

Witness my hand this the 10 day of March, 1963.

Alice J. Luck

Clerk

*** ** ** ** **

COMPLAINT

F. S. ROYSTER GUANO COMPANY,)
a Virginia corporation,)

PLAINTIFF)

VS.)

HUBERT MOBLEY,)

DEFENDANT)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

COUNT I:

The Plaintiff claims of the Defendant FOUR HUNDRED NINETY-TWO AND 96/100 (\$492.96) DOLLARS, due from him by account on, to wit: the 13th day of June, 1962, which sum of money, with interest thereon, is still unpaid.

COUNT II:

The Plaintiff claims of the Defendant FOUR HUNDRED NINETY-TWO AND 96/100 (\$492.96) DOLLARS, due from him on account stated between the Plaintiff and the Defendant on, to wit: the 13th day of June, 1962, which sum of money, with interest thereon, is still unpaid.

COUNT III:

The Plaintiff claims of the Defendant FOUR HUNDRED NINETY-TWO AND 96/100 (\$492.96) DOLLARS, due from him for merchandise, goods and chattels sold by the Plaintiff to the Defendant on, to wit: the 13th day of June, 1963, which sum of money, with interest thereon, is still unpaid.

There is attached to the original hereof, an itemized statement of account, verified by the affidavit of a competent witness, sworn to before a notary Public, which shows the amount due on this account as of the 13th day of June, 1962.

The Defendant's Address is:
Bon Secour area, Foley, Alabama

Walter C. Clum
Attorney for Plaintiff

EX-4-3-63

12/31/62

Hubert Mobley
Joley, AlabamaIn Account With **F. S. Royster** GUANO COMPANY

Date	In.	Out	
			Balance from Jan 1961 8588
Dec 1961 6	12799	2.83 Limestone	1698
			10286
		Len: Cash 12/12/61	10286
			0
Dec 1961 4	12819	6.12 Limestone	3672
Jan 1962 30	12929	6. Yarn 4.12.12.27.28.29	24300
✓ 30	12933	8. ✓ 4.12.12 ✓	32400
July 10	5009	4. ✓ 4.12.12 ✓	16200
✓ 15	5039	1. ✓ 6.12.12 ✓	4100
✓ 17	5052	6.47 Limestone	3882
✓ 19	5079	10.73 Ammon Nit Solution	57942
Mar 20	5337	7. Yarn 888	29050
✓ 22	5349	1. ✓ 6.12.12 ✓	4200
Apr 4	5423	1. - 4.12.12	3772
			179521

Len: Check 2/13/62 ✓
6/13/62 ✓

729.00

57325

130225

Print done

We certify this is a true and correct statement
of this account.

F. S. Royster Guano Co.

By Joe Swen
Office ManagerSworn to & Subscribed
before me this Feb 18, 1963
Paul C. W. H.

Received 20 day of March 1963
and on 3 day of April 1963
I served a copy of the within SVC
on Hubert Mobley

By service on _____

TAYLOR WILKINS, Sheriff
By Charles B. D. S.
Deery

Sheriff claims 72 miles at
Ten Cents per mile Total \$ 7.20
TAYLOR WILKINS, Sheriff
BY _____
DEPUTY SHERIFF

77-5513

SUMMONS AND COMPLAINT

F. S. ROYSTER GUANO COMPANY,
a Virginia corporation,

PLAINTIFF

VS.

HUBERT MOBLEY,

DEFENDANT

FILED

MAR 20 1963

ALICE L. DUCK, CLERK
REGISTER

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

F. S. ROYSTER GUANO COMPANY,)
a Virginia corporation,)
Plaintiff)
VS.)
HUBERT MOBLEY,)
Defendant)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

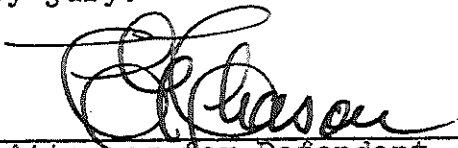
Demurrer

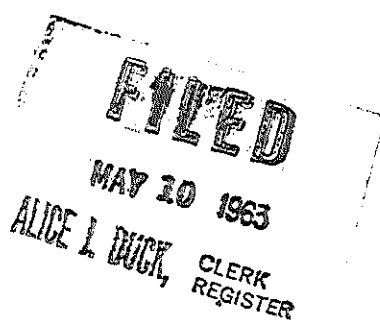
Comes the Defendant, Hubert Mobley, and demurs to the Bill of Complaint heretofore filed in said cause, and to each count thereof, separately and severally, and as grounds for demurrer shows separately and severally the following:

- (1) That the complaint does not state a cause of action.
- (2) That it is not shown that the Plaintiff is authorized to do business in the State of Alabama.
- (3) That no copy of the statement of account referred to in the Complaint has been furnished to the Defendant.


Attorney for Defendant

Defendant demands trial
by jury.


Attorney for Defendant



CECIL G. CHASON

ATTORNEY-AT-LAW
FOLEY, ALABAMA

May 8, 1963

Mrs. Alice J. Duck
Clerk of Court
Bay Minette, Alabama

Dear Mrs. Duck: Re: F. S. Royster Guano Company,
a Virginia corporation
vs Hubert Mobley

I am enclosing demurrer to the bill of complaint
in the above styled cause, a copy of which I have
this day sent to the attorney for the plaintiff.

Yours very truly,



C. G. Chason

CGC:dc

Encl. 1

cc: Hon. Forest Christian
Attorney at Law
Foley, Alabama

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA
P. O. DRAWER 190

March 22, 1963

Mrs. Alice J. Duck
Clerk of Court
Bay Minette, Alabama

Re: F. S. Royster Guano Company, a
Virginia Corporation
Vs: Hubert Mobley
Case No. 5513

Dear Mrs. Duck:

It appears that this case was filed on March 20, 1963.

Please have the Sheriff serve the paper at once because you will have no trouble with the court cost, since the Plaintiff not only has a plant in Foley, but an office and property in Montgomery and I assume other places in the State.

However, I, as Attorney, will personally guarantee the court costs in this case.

Cordially yours,


FOREST A. CHRISTIAN