

6589

SUMMONS

STATE OF ALABAMA, )

BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summons JACK HAYES and EMMA HAYES, 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 L. IRWIN & SON, a partnership, Foley, Alabama.

Witness my hand this the 17 day of July, 1964.

Clerk

\* \* \* \* \*

COMPLAINT

L. IRWIN & SON, a partnership,  
Foley, Alabama,

PLAINTIFF,

VS:

JACK HAYES and EMMA HAYES,

DEFENDANTS.

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

COUNT I:

The Plaintiff claims of the Defendants, TWO HUNDRED & 00/100 DOLLARS (\$200.00), due by promissory note made by them on the 4th day of March, 1963, and payable 4th day of July, 1963, with interest thereon. Said note provides for reasonable attorney's fee which the Plaintiff alleges to be \$40.

COUNT II:

The Plaintiff claims of the Defendant, SIXTY-TWO & 95/100 DOLLARS (\$62.95), due from them by account on, to wit: the 26th day of October, 1964, which sum of money, with interest thereon, is still unpaid.

COUNT III:

The Plaintiff claims of the Defendants, SIXTY-TWO & 95/100 DOLLARS, (\$62.95), due by them on account stated between the Plaintiff and the Defendant on, to wit: the 26th day of October, 1964, which sum of money, with interest thereon, is still unpaid.

COUNT IV:

The Plaintiff claims of the Defendants SIXTY-TWO & 95/100 DOLLARS (\$62.95), due from them for merchandise, goods and chattels sold by the Plaintiff to the Defendants on, to wit: the 26th day of October, 1964, which sum of money, with interest thereon, is still unpaid.

There is attached to the original hereof, an itemized statement of account, certified by the affidavit of a competent witness, sworn to before a notary public, which shows the amount due on this account as of the 7th day of November, 1964.

JUL 9 - 1965

Attorney for the Plaintiff

Defendants address is:

Orange Beach, Alabama

EX-872/65

## L. IRWIN &amp; SON

FOLEY, ALABAMA

*Jack Hayes*

DATE

*10/31*

19

*64*

DATE	INV. NO.	NET WEIGHT	NO. BUSHELS	PRICE	DEBIT	CREDIT
<i>1/5/63</i>		<i>Feed</i>		<i>11 70</i>		
<i>1/18</i>		<i>18k Potatoes</i>		<i>720</i>		
<i>1/31</i>		<i>300 Shelled Corn</i>		<i>780</i>		
<i>2/16</i>		<i>Feed</i>		<i>865</i>		
<i>2/16</i>		<i>100 Shelled Corn</i>		<i>280</i>		
<i>5/23</i>		<i>Feed</i>		<i>890</i>		
<i>3/2</i>		<i>Feed</i>		<i>660</i>		
<i>2/9</i>		<i>Feed</i>		<i>930</i>		
				<i>62 95</i>		

AFFIDAVIT

STATE OF ALABAMA, )

BALDWIN COUNTY. )

We do hereby certify that this is a true and correct itemized statement of account and that JACK HAYES owed L. IRWIN & SON, SIXTY-TWO & 95/100 DOLLARS (\$62.95), after allowing all just credits.

*JUL 7 - 1965*  
Dated this 7th day of *July*, 1965.

*F. L. Irwin*  
F. L. Irwin

Sworn to and subscribed before me  
on this the 7th day of *July*, 1965.

*Notary Public*  
Notary Public

MO. 6589

SUMMONS

L. IRWIN & SON, a partnership,  
Foley, Alabama,

PLAINTIFF,

VS:

JACK HAYES and EMMA HAYES,

DEFENDANTS.

Received 12 day of July 1965  
and on 2 day of August 1965  
served a copy of the within D.C.  
on Jack Hayes & Emma  
Hayes  
By service on Jack Hayes &

TAYLOR WILKINS, Sheriff

By J. M. Eastburn  
Orange Beach, Ala.

Sheriff claims 240 miles at  
Ten Cents per mile Total \$ 24.00  
TAYLOR WILKINS, Sheriff  
BY J. M. Eastburn  
DEPUTY SHERIFF

RECEIVED

JUL 12 1965

CLERK  
REGISTER

LAW OFFICE OF  
FOREST A. CHRISTIAN  
FOLEY, ALABAMA

FOREST A. CHRISTIAN

ATTORNEY AT LAW

P. O. DRAWER 190

AREA CODE 205 — PHONE 943-2201

FOLEY, ALABAMA 36535

January 14, 1966

Honorable Telfair Mashburn  
Circuit Judge  
Bay Minette, Alabama

Re: L. Irwin & Son  
Vs: Jack & Emma Hayes  
Case No. 6589

Dear Judge Mashburn:

Enclosed you will find a promissory note in the case mentioned above. Please enter a judgment by promissory waive note for \$200 principal, \$40 interest and \$40 attorney's fee, for a total of \$280.00.

Cordially yours,

A handwritten signature in dark ink, appearing to read "Forest A. Christian", with a long, sweeping flourish extending to the right.

FOREST A. CHRISTIAN