

SUMMONS AND COMPLAINT

The State of Alabama

Baldwin County

No.

Circuit Court

~~Fall~~ Spring Term 1917.

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon W. H. Foley

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 him as Defendant.

by The Gulf Machine Works, a corporation under the laws of the State of Florida Plaintiff

Witness my hand this

18th

day of

April

1917

J. W. Richardson

Clerk.

COMPLAINT

The Gulf Machine works, a corporation

under the laws of Florida, Plaintiff Versus. W. H. Foley

1. The plaintiff claims of the defendant

Seventy-five 00/100

Dollars due by

promissory note under seal made by him on the 5th day of May 1916 and payable on June 15th. 1916 at the Citizens and Peoples National Bank of Pensacola, Florida, with interest from date at seven (7) per cent per annum.

2. The plaintiff claims of the defendant Ninety-five 00/100 Dollars due by promissory note under seal made by him on the 5th day of May 1916 and payable on August 1st. 1916, at the Citizens and Peoples National Bank of Pensacola, Florida, with interest from date at seven (7) per cent per annum.

3. The plaintiff claims of the defendant the further sum of Twenty-five Dollars as a reasonable attorney's fee which the defendant agreed in said note to pay.

4. The plaintiff claims of the defendant Thirty-eight 28/100 Dollars due from him by account on May 17th 1916.

5. The plaintiff claims of the defendant Thirty-eight 28/100 Dollars on an account stated between the plaintiff and the defendant on to wit; the 17th day of May 1916.

6. The plaintiff claims of the defendant Thirty-eight 28/100 Dollars for merchandise, goods and chattels sold by the plaintiff to defendant on to wit; the 17th day of May 1916.

7. The plaintiff claims of the defendant Thirty-eight 28/100 Dollars for work and labor done for the defendant by the plaintiff on to wit; the 17th day of May 1916 at his request.

Which said several sums with the interest thereon are still due and unpaid.

Wm S. Anderson

Plaintiff's Attorney.

1st Copy
Original

No.

STATE OF ALABAMA,
BALDWIN COUNTY.
CIRCUIT COURT

Gulf Machine Works, a corporation
under the laws of Florida.
vs. Plaintiffs

W. H. Foley.
Defendants

SUMMONS AND COMPLAINT

Filed Apr 18 1917
W. S. Anderson Clerk

Defendant lives at

Robertsdale, Ala.

Wm. S. Anderson,
Plaintiff's Attorney

Defendant's Attorney

Times Print, Bay Minette

Received in office

April 18 1917
C. E. Peubanko Sheriff

I have executed this Writ

this Nov 12 1917
by leaving a copy of the within summons and complaint
with

W. H. Foley

C. E. Peubanko Sheriff

Deputy Sheriff.

The account sued on is itemized
and verified by the affidavit of
a competent witness and is filed
with this complaint at the time
of bringing this suit.

W. S. Anderson
Plaintiff's atty.

\$10.00 deposited for
Costs W. S. Anderson

PENSACOLA, FLA., May 1916Mr. W. H. Foley,

YOUR NO. _____

Robertsdale, Ala.

BOUGHT OF **GULF MACHINE WORKS,**
 GENERAL MACHINE AND BOILER
 REPAIRS, IRON AND BRASS CASTINGS

NOS 815 AND 817 SOUTH PALAFOX STREET

May	9	1 - 4" Mall ell 1 - 4 x 3 Blk bush	2 25 38
"	17	Boring and keyseating pulley and banding hub. Banding governor brass and drilling same and making new governor shaft. Making one set collar for 4-7/8" shaft. Lagging small pulley to 20" diameter and keyseating. Cartage	27 40 2 75
"	10	Cartage on engines	5 50
			<hr/> \$38 28

STATE OF FLORIDA
COUNTY OF ESCAMBIA

Before the undersigned personally appeared E E Reese, President of the Gulf Machine Works, a corporation under the laws of the State of Florida, who being first duly sworn, on oath doth depose and say that he is the President of the Gulf Machine Works a corporation, that the foregoing account, hereto attached in the sum of \$38.28, is just, true, correct, due and unpaid; that there are no set offs or counterclaims thereto, and no payments save such as are noted therein, and that the said W H Foley is justly indebted to the said Gulf Machine Works, in the sum of \$38.28.

E E Reese

Subscribed and sworn to before me
this the 14th April, A D. 1917.

Robert H. Anderson
Notary Public State of Florida at Large.

My Commission expires 2/13/18

Gulf Machine Works

vs.

W. H. Foley

Filed Apr 18th 1917
T. W. Rimmer
Clerk



Gulf Machine Works
W.H. Foley-

State of Alabama }
Baldwin County }

Before me W.H. Richeson Clerk of the
Circuit Court of Baldwin County, Alabama
personally appeared Sallie E. Stokes
who after being by me first duly sworn deposes
and says on oath, that the defendant,
W.H. Foley is not in the Military Service
of the United States, according to sec. 101
of the Soldiers and Sailors Civil Relief Act,
and that she knows this from her own
personal knowledge.

Sworn to and Subscribed }
before me this 20th day
of May 1918.

W.H. Richeson
Clerk Circuit Court

Sallie E. Stokes,
Chief Clerk
Local Board
Baldwin Co., Ala.

Pensacola, Fla. MAY 5 1916

75°

On June 15 1916 after date, for value received,
I promise to pay to the order of the Gulf Machine Works, a cor-
poration, (75°) Seventy-five Dollars, with interest
from date until paid at the rate of 7 per cent, per annum.

The above and foregoing note is made for a part of the purchase
price of the hereinafter described machinery, the title to which, it
is understood, shall be and remain in the Gulf Machine Works, until
the full payment hereof, to-wit: one 11x18 self con-
tained side beam Engine. Built by
The Continental Gin Co. # 1198.

CITIZENS AND PEOPLES NATIONAL BANK
This note is payable at the ~~Peoples National Bank~~ of Pensacola,
Florida, and it is understood that if for any reason the property,
the title to which is herein retained by the Gulf Machine Works,
should be lost or destroyed whether by the fault of the maker hereof
or not, that said maker shall still be liable for the full amount
of this note.

All parties now or hereafter becoming parties hereto, hereby
waive demand and protest, and notice of demand, non-payment and protest,
after default in the payment hereof, if this note shall have been
placed in the hands of an attorney for collection, I agree to
pay all costs of collection, including a reasonable attorney's fee.
Should suit be brought to recover the property, the title to which
is hereby retained by the Gulf Machine Works, I promise to pay a
reasonable attorney's fee for the plaintiff's attorney, in such suit
to be taxed as a part of the costs in such suit.

W. H. Foley (SEAL)

#406

Pensacola, Fla. MAY 5 1916

95⁰⁰

On Aug 11 1916 after date, for value received,
I promise to pay to the order of the Gulf Machine Works, a corporation, \$ (95⁰⁰) Ninety-five Dollars, with interest from date until paid at the rate of 7 per cent, per annum.

The above and foregoing note is made for a part of the purchase price of the hereinafter described machinery, the title to which, it is understood, shall be and remain in the Gulf Machine Works/ until the full payment hereof, to-wit: One 11" x 18" self contained side crank Engine. Direct by The Continental Gin Co. # 1198.

This note is payable at the CITIZENS AND PEOPLES NATIONAL BANK of Pensacola, Florida, and it is understood that if for any reason the property, the title to which is herein retained by the Gulf Machine Works, should be lost or destroyed whether by the fault of the maker hereof or not, that said maker shall still be liable for the full amount of this note.

All parties now or hereafter becoming parties hereto, hereby waive demand and protest, and notice of demand, non-payment and protest, after default in the payment hereof, if this note shall have been placed in the hands of an attorney for collection, I agree to pay all costs of collection, including a reasonable attorney's fee. Should suit be brought to recover the property, the title to which is hereby retained by the Gulf Machine Works, I promise to pay a reasonable attorney's fee for the plaintiff's attorney, in such suit to be taxed as a part of the costs in such suit.

W. H. Foley (SEAL)

#407

