

CODE 205
Telephone: 928-9838

LAW OFFICES

Mailing Address
P.O. BOX 471

E. G. RICKARBY
35 SOUTH SECTION STREET
FAIRHOPE, ALABAMA 36532

April 7, 1967

7456

Mrs. Alice Duck
Clerk of the Circuit Court
Bay Minette, Alabama 36507

Dear Mrs. Duck:

Inre: Jack Cole Company
Vs: W. J. VAN Arsedale, Inc.
File No. 67-16

Enclosed find Summons & Complaint in the above styled cause, together with itemized and verified statement of account and check for \$25.00 Court costs.

Please process and oblige, and hand copy of same to sheriff and have him advise when papers have been served.

Thanks.

Yours very truly,



jlb
Encls
cc: Forwarder
Dup.
4-19-67

E. G. R I C K A R B Y
35 SOUTH SECTION STREET
FAIRHOPE, ALABAMA 36532

April 7, 1967

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Y

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Encls
cc: Forwarder
Dup.
4-19-67

JACK COLE COMPANY, a
Corporation,

Plaintiff,

vs.

W. J. VAN ARSDALE, INC.,
a Corporation,

Defendant.

X

X

X

X

X

X

X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 7456

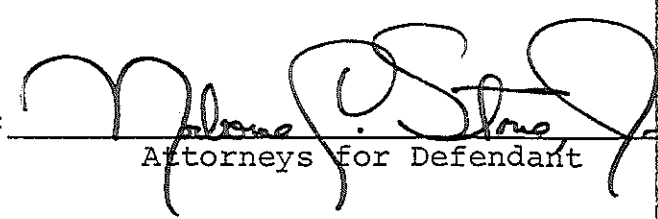
Comes now the Defendant in the above styled case, by
its attorneys, and for answer to the Complaint heretofore filed
against it and to each count thereof, separately and severally,
says as follows:

1. The allegations of the Complaint are untrue.

Respectfully submitted,

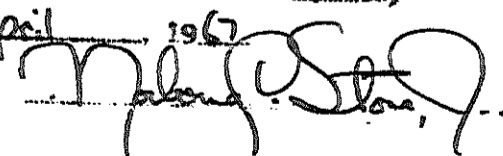
CHASON, STONE & CHASON

By:


Attorneys for Defendant

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing
pleading has been served upon counsel
for all parties to this proceeding, by
mailing the same to each by First Class
United States Mail, properly addressed
and postage prepaid on this 15 day
of April, 1967.



FILED

MAR 21 1967

ALICE J. BARK, CLERK
REGISTERED

JACK COLE COMPANY, A Corporation,
Plaintiff,
vs.

W. J, VAN ARSDALE, INC., A
Corporation,
Defendant.

* * * * *

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 7456

* * * * *

ANSWER

* * * * *

CHASON, STONE & CHASON
ATTORNEYS AT LAW
P. O. Box 120
BAY MINETTE, ALABAMA

FILED
APR 21 1964
CLERK
BAY MINETTE, ALABAMA

STATE OF ALABAMA,
COUNTY OF BALDWIN.

CIRCUIT COURT, BALDWIN COUNTY,
NO. _____
_____ TERM, 1967.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are Hereby Commanded to Summon W. J. VAN ARSDALE, INC., a Corporation, 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. J. VAN ARSDALE, INC., a Corporation, Defendant, by JACK COLE COMPANY, a Corporation, Plaintiff.

WITNESS my hand this 10th day of April, 1967.

Alice J. Clark Clerk.

JACK COLE COMPANY, a Corporation,

Plaintiff,

VS.

W. J. VAN ARSDALE, INC., a
Corporation,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW.

7456

C O M P L A I N T

Count I.

The Plaintiff claims of the Defendant ONE HUNDRED TWENTY-FOUR AND 50/100 (\$124.50) DOLLARS, due from it by account, on, to-wit, the 10th day of December, 1965, which sum of money with the interest thereon is still unpaid. The account sued on is evidenced by an itemized and verified statement filed herewith.

Count II.

The Plaintiff claims of the Defendant the sum of ONE HUNDRED TWENTY-FOUR AND 50/100 (\$124.50) DOLLARS due from it for freight charges for hauling One T/L steel scaffold KDF from Bay Minette, Alabama, to Atlanta, Georgia, on, to-wit, December 10, 1965, THREE HUNDRED SIX AND NO/100 (\$306.00) DOLLARS, less ONE HUNDRED EIGHTY-ONE AND 50/100 (\$181.50) DOLLARS paid, leaving a balance of ONE HUNDRED TWENTY-FOUR AND 50/100 (\$124.50) DOLLARS owed, which sum of money with the interest thereon is still unpaid.

FILED

APR 10 1967

E. G. Rickaby
E. G. RICKABY, Attorney for Plaintiff.

Defendant's address is Bay Minette, Alabama.

COUNTY OF Jefferson

HC-188 (13743)

STATE OF Alabama

Be it remembered, that on this 28th day of March
A. D., 1967, personally appeared before me, the undersigned authority,
Wayne E. Eidson known to me
who being duly sworn, upon his oath stated that he is Vice President & Treasurer
of Jack Cole Company
{ a corporation organized and doing business under the laws of the State of Alabama
{ and has been duly authorized by said corporation to make this affidavit
{ a partnership composed of
a sole trader doing business as Jack Cole Company
and that as such he makes this affidavit; that he is familiar with the books and business of
said Jack Cole Company; that the attached account against
W. J. Van Arsdale, Inc. of Bay Minette, Alabama
is just and correct, within the knowledge of this affiant, that the items thereon stated and com-
posing the said account were sold and delivered to said W. J. Van Arsdale, Inc.
at { its } special instance and request, that credit has been duly given for all payments and
{ their }
{ his }
just and lawful offsets to which said account is entitled as thereon stated, and that the balance
thereof, amounting to the sum of One Hundred Twenty Four & 50/100 Dollars
(\$ 124.50) with interest from past due 1967 is justly due and
remains unpaid.

Wayne E. Eidson X

I hereby certify under my official seal that I am authorized as a Notary Public to
administer oaths under the laws of the State of
and that the foregoing was subscribed and sworn to before me on the day and year
first above stated.

Glenn Scott
Notary Public

County of Jefferson State of Alabama
My commission expires April 2 A. D. 1969

E414-10-67

546

Jack **COLE** Company
DEPENDABLE TRANSPORTATION

GENERAL OFFICES
BIRMINGHAM, ALA.

W. J. Van Arsdale, Inc.
Bay Minette,
Alabama

March 28, 1967

STATEMENT OF ACCOUNT PAST DUE

PRO.	DATE	AMOUNT
719973	1/17/66	124.50 Balance

Please remit to:

Jack Cole Company
P. O. Box 274
Birmingham, Alabama

Thank you.

Jack **COLE** Company AND / OR Dixie **HIGHWAY** Express

DEPENDABLE TRANSPORTATION

Freight Bill Correction or Balance Due Notice

4 - 1

Corr. No.

1

JCCO Pro

1-719973

Corr. Date

1/17/66

Pro Date

12/10/65

Interchanged From

Pro Number

Interchanged to

SHIPPER

W. J. VAN ARSDALE, INC
BAY MINETTE ALABAMA
BY MOBILE, ALABAMA

CONSIGNEE

PATENT SCAFFOLD COMPANY
38 HAYNES ST. N.W.
ATLANTA, GEORGIA

Description of Commodity as shown on JCCO
Revenue Freight Bill:

AS BILLED

Weight Rate

36000 .85

PREPAID

AS SUGGESTED

Charges Weight Rate Charges

SAME SAME SAME

PREPAID

Total

Orig. Beyond JCCO

Total

Orig. Beyond JCCO

1 1/2 STEEL SCAFFOLDS KDF

SEND BILL TO: W J VAN ARSDALE, INC
BAY MINETTE, ALABAMA

Authority:

CONSIGNEE PAID COLE	181.50
SHOULD HAVE PAID	306.00
BALANCE DUE:	124.50 BAL DUE:

FORM 62-333

7456

Jack Cole Co. a Corp.
Plaintiff

vs.

W. J. Van Arsdale,
Inc. a Corp.
Defendant

Received 10 day of April, 1967
and on 10 day of April, 1967
I served a copy of the within etc
on W. J. Van Arsdale

By service on _____

TAYLOR WILKINS, Sheriff
By W. A. Tolbert D. S.

FILED
APR 10 1967
ALICE J. NICK, CLERK
REGISTER

E. D. Rickaby, Atty