

Our File No. 68-66

Your File No.

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

CODE 205
Telephone: 928-9836
Mailing Address
P. O. BOX 471

April 17, 1968

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

Dear Mrs. Duck:

Inre: Paragon Press versus Bienville Mortgage Co.

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

Please process and oblige.

Yours very truly,



jlb
Encl.
5-1-68
cc: Forwarder

PARAGON PRESS OF MONTGOMERY, a Corporation,	X	
	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
VS.	X	BALDWIN COUNTY, ALABAMA,
BIENVILLE MORTGAGE COMPANY, a Corporation,	X	AT LAW. NO. 8095
	X	
Defendant.	X	

OBJECTION BY PLAINTIFF TO THE
AFFIDAVIT DENYING CORRECTNESS OF ACCOUNT

Comes the Plaintiff and objects to the Affidavit denying correctness of the account filed under Section 378 of Title 7, for the following reasons:

1. Said affidavit does not deny liability.
2. Said affidavit does not state whether Defendant disputes the whole account, or only part thereof and does not state what part he disputes.

WHEREFORE, Plaintiff requests that said objection be sustained so that he will not be forced to delay the hearing of this cause until he produces witnesses to prove that portion of this account which is not disputed.

Attorney for Plaintiff.

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the opposing party in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in an envelope with adequate postage prepaid thereon and properly addressed.

This 19 day of July, 1968.

E. G. RICKARBY

E. G. Rickarby

Attorney for Plaintiff
P. O. Box 471, Fairhope, Ala. 36532

FILED

JUL 22 1968

ALICE J. DUCK CLERK
REGISTER

Our File No. 68-66

Your File No. _____

Law Offices

E. G. RICKARBY

35 SOUTH SECTION STREET

FAIRHOPE, ALABAMA 36532

CODE 205
Telephone: 928-9836

Mailing Address
P. O. BOX 471

July 19, 1968

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

Dear Mrs. Duck:

Inre: Paragon Press of Montgomery vs. Bienville Mtg. Co.

Enclosed find objections in the above mentioned cause. Please process and oblige.

Yours very truly,



EGR/jlb

Encl.

cc: Hamilton, Denniston, Butler & Riddick

cc: Paragon Press

8-3-68

PARAGON PRESS OF MONTGOMERY, a Corporation,	:	IN THE CIRCUIT COURT OF
	:	BALDWIN COUNTY, ALABAMA
PLAINTIFF	:	
VS.	:	AT LAW NO. 8095
BIENVILLE MORTGAGE COMPANY, a Corporation,	:	
	:	
DEFENDANT	:	

PLEAS

Comes the Defendant in the above styled cause, and for answer to the Complaint, and to each count thereof, respectively, separately and severally files the following separate and several Pleas:

1. Not Guilty.
2. The allegations are not true.
3. Defendant denies that the statement of account made a part of the Complaint is true and correct and avers that the amount claimed is not owing by Defendant to Plaintiff.

Defendant demands trial by jury.

HAMILTON, DENNISTON, BUTLER AND RIDDICK

By *R. A. Denniston*
Attorneys for Defendant

STATE OF ALABAMA,
COUNTY OF MOBILE.

Before me, the undersigned authority, personally appeared WILLIAM WELLS, who, being first duly sworn, deposes and says that the allegations contained in Plea No. 3 hereinabove are true and correct, to the best of his knowledge, information and belief, and not made for the purpose of delay or harrassment.

William Wells **FILED**
WILLIAM WELLS

Subscribed and Sworn to before me this 18th day of May, 1968.

William K. Barrett
Notary Public

MY COMMISSION EXPIRES NOV. 17, 1970

MAY 20 1968

ALICE J. DICK CLERK
REGISTER

HAMILTON, DENNISTON, BUTLER & RIDDICK

ATTORNEYS AND COUNSELLORS AT LAW

AMERICAN NATIONAL BANK BUILDING

P. O. BOX 1743

MOBILE, ALABAMA

36601

THOMAS A. HAMILTON
ROBERT P. DENNISTON
CHARLES R. BUTLER
HARRY H. RIDDICK
OLIVER J. LATOUR, JR.

JAMES W. TARLTON, III
CHARLES R. BUTLER, JR.
E. TED TAYLOR
JANELLA J. WOOD

PETER HAMILTON (1838-1888)
THOMAS A. HAMILTON (1844-1897)
J. GAILLARD HAMILTON (1899-1956)

CABLE ADDRESS:
HAMILTONS

TELEPHONE: 432-7517
AREA CODE 205

May 18, 1968

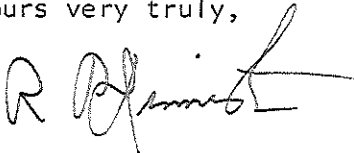
Honorable Alice J. Duck, Clerk
Circuit Court
County Courthouse
Bay Minette, Alabama

Dear Mrs. Duck:

Please file the enclosed Pleas in the case of Paragon Press
of Montgomery vs. Bienville Mortgage Company, At Law No. 8095,
and notify us of any settings in this case.

Thanking you for your courtesies, we are

Yours very truly,



FOR THE FIRM

RPD:ss
Enclosure

STATE OF ALABAMA,
COUNTY OF BALDWIN.

CIRCUIT COURT, BALDWIN COUNTY,
NO. _____ TERM, 1968.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are Hereby Commanded to Summon BIENVILLE MORTGAGE COMPANY, 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 BIENVILLE MORTGAGE COMPANY, Defendant, by PARAGON PRESS OF MONTGOMERY, a Corporation, Plaintiff.

WITNESS my hand this 18 day of April, 1968.

Alice J. Luck Clerk.

PARAGON PRESS OF MONTGOMERY,
a Corporation,

Plaintiff,

VS.

BIENVILLE MORTGAGE COMPANY,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

8095

C O M P L A I N T

Count I.

The Plaintiff claims of the Defendant SIX HUNDRED FIFTY-FIVE AND 20/100 (\$655.20) DOLLARS due from it by account, on, to-wit, the 28th day of November, 1967, 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 SIX HUNDRED FIFTY-FIVE AND 20/100 (\$655.20) DOLLARS due from it for work and labor furnished by the Plaintiff to the Defendant on, to-wit, the 28th day of November, 1967, which sum of money with the interest thereon is still unpaid.

E. G. Rickarby
E. G. RICKARBY, Attorney for Plaintiff

Defendant is located in Stapleton, Alabama, on Highway 59.

FILED

APR 18 1968

FILED 1 APR 18 1968 CLERK

STATE OF ALABAMA,
COUNTY OF BALDWIN.

VERIFICATION FOR ITEMIZED STATEMENT OF ACCOUNT

Before me, the undersigned Notary Public, in and for said County, in said State, personally appeared Johnnie Sidwell, who being first duly sworn, deposes and says that she is bookkeeper for PARAGON PRESS OF MONTGOMERY, which is a Corporation.

That as such Johnnie Sidwell, affiant has knowledge of the account owed to PARAGON PRESS OF MONTGOMERY by BIENVILLE MORTGAGE COMPANY, which is a Corporation.

That the attached itemized statement is a true and correct statement of the account owed by BIENVILLE MORTGAGE COMPANY to PARAGON PRESS OF MONTGOMERY.

That there is now owing by BIENVILLE MORTGAGE COMPANY to PARAGON PRESS OF MONTGOMERY the sum of SIX HUNDRED FIFTY-FIVE AND 20/100 (\$655.20) DOLLARS, with interest from the 30 day of NOVEMBER, 1967, after allowing all credits.

Johnnie Sidwell
Affiant

Subscribed and sworn to before
me this the 15th day of April,
1968.

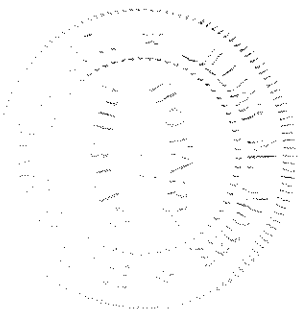
Lillian M. Moore
Notary Public

Notary Public, Alabama State at Large
My commission expires Mar. 2, 1972
Bonded by Transamerica Insurance Co.

FILED

APR 18 1968

ALICE J. DUCK CLERK
REGISTER



8092

Received 18 day of April 1968
and on 8 day of May 1968
I served a copy of the within A+C
on Bienville Mtge. Co.

By service on William Wells
Vice president Bienville Mtg
Co.
TAYLOR WILKINS, Sheriff
By W.C. Garner D.B.
Steelwood

Paragon Press of
Montgomery, a corp.
Pcty.

vs.
Bienville Mortgage
Co.
Dept.



William Wells
A.P.

TAYLOR WILKINS, SHERIFF OF BALDWIN
COUNTY, ALABAMA, CLAIM \$1.50 EACH
FOR SERVING 1 PROCESS(ES) AND
TRAVEL EXPENSE ON EACH OF \$ 2.80
PROCESS(ES) OR A TOTAL OF \$ 4.30

FILED

APR 18 1968

ALICE J. DICK CLERK
REGISTER

E.L. Bickarby.

ITEMIZED STATEMENT

~~XXXXXX~~

PARAGON

POST OFFICE BOX 17 • MONTGOMERY, ALABAMA 36101

DATE ~~XXXXXX~~
November 28, 1967OUR
ORDER NO.CUSTOMER
ORDER NO.

ACCT. NO. 11111

SALESMANS NO.

TERMS: NET 30 DAYS

SOLD TO

Bienville Mortgage Company

Stapleton, Alabama 36578

QUANTITY	DESCRIPTION	AMOUNT
5,000	Printing and binding as required "uni-Crest Homes Catalog"	630.00
	4 % Alabama Sales Tax	<u>25.20</u>
		655.20