

FILED

SEP 27 1968

ALICE J. DUCK CLERK
REGISTER

MONSANTO COMPANY,)
A Corporation,)
) IN THE CIRCUIT COURT OF
Plaintiff,)
) BALDWIN COUNTY, ALABAMA
VS.)
) AT LAW
VIRGIL V. RHODES, JR.,)
) CASE NO. 8321
Defendant.)

PLEAS

The following Pleas are filed to Counts One, Two, Three and Four, separately and severally:

1.

Not guilty.

2.

The Defendant does not owe the Plaintiff the amount sued for nor any amount.

3.

Without confessing the Plaintiff's claim or demand, as a defense to the action of the Plaintiff, he says: That at the time said action was commenced, the Plaintiff was indebted to the Defendant in the sum of FIVE HUNDRED SEVENTY EIGHT and 55/100 DOLLARS (\$578.55) for this: The Defendant sold the Plaintiff an ammonia applicator and supply tank for the sum of FIVE HUNDRED SEVENTY EIGHT and 55/100 DOLLARS (\$578.55), which amount is now due and unpaid, which the Defendant hereby offers to set off against the demand of the Plaintiff and he claims judgment on the excess.

WILTERS & BRANTLEY

BY: James M. Brantley

The Defendant demands a trial by jury.

WILTERS & BRANTLEY

BY: James M. Brantley

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 27th day of September, 1968 served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States Mail, properly addressed, and first class postage prepaid.

WILTERS & BRANTLEY

By: James M. Brantley

MONSANTO COMPANY,
a corporation,

Plaintiff

vs.

Virgil V. Rhodes Jr.,

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

ALABAMA

AT LAW

CASE NO. 8321

COUNT ONE

Plaintiff claims of the Defendant the sum of One thousand, one hundred and seventy-five dollars and thirty-eight cents (\$1,175.38) due from him by account, on, to-wit, from June 30, 1966, which sum of money with the interest thereon is still unpaid.

COUNT TWO

Plaintiff claims of the Defendant the sum of One thousand, one hundred and seventy-five dollars and thirty-eight cents (\$1,175.38) due from him by account stated on, to-wit, June 30, 1966, which sum of money with the interest thereon is still unpaid.


COUNT THREE

Plaintiff claims of the Defendant the sum of One thousand, one hundred and seventy-five dollars and thirty-eight cents (\$1,175.38) for merchandise had and received by the Defendant from the Plaintiff prior to June 30, 1966, which sum of money with the interest thereon is still unpaid.

COUNT FOUR

Plaintiff claims of the Defendant the sum of One thousand, one hundred and seventy-five dollars and thirty-eight cents (\$1,175.38) due from him by account on, to-wit, June 30, 1966, which sum of money with the interest thereon is still unpaid. This suit is filed on an itemized verified statement of account, which is attached hereto and made a part thereof.

Frank O. Alonzo
Attorney for Plaintiff



Defendant may be served at:

101 Dobson Ave.
Bay Minette, Alabama
OR; THROUGH HIS ATTORNEY
Mr. Tolbert M. Brantley
Bay Minette, Alabama

FILED

SEP 17 1968

ALICE J. DUCK CLERK
REGISTER

IMPORTANT: Read over slowly. Fill out very carefully. Attach itemized statement in triplicate showing each debit and credit supported by triplicate invoices of each debit. Do not strike out, change or add to except where indicated.

STATE OF MISSOURI
COUNTY OF ST. LOUIS 63166

Before me, the undersigned authority, on this day personally appeared W. Fred DuBois,
known to me, who being duly sworn, upon oath deposes and says that he is Financial Serv. Mgr.
and duly authorized agent of (Position held)

MONSANTO COMPANY

(Trade name or name of company)

A corporation duly incorporated and existing under the laws of the State of Delaware
a partnership consisting of _____

Owned and operated by _____, a sole trader,
residing in the County of ST. LOUIS 63166, State of MISSOURI, and that as
such he makes this affidavit: that he is familiar with the books of said corporation, partnership, or Sole

(Leave only one)

Trader; that the attached account against VIRGIL V. RHODES JR, BayMinette, Ala., constituting this
cause of action, is taken from original books of entry, and is just and true within the knowledge of this
affiant; that all just and lawful offsets, payments and credits have been allowed and that the sum of
One thousand-one hundred seventy-five & 38/100 - Dollars (\$ 1175.38), with interest
thereon at the legal rate from the
owing and unpaid.

W. Fred DuBois

(Affiant)

Subscribed and sworn to before me this 26th day of August A. D. 19 68

(SEAL)

Jeanne Reitz
Notary Public in and for the County and State first
hereinbefore written.

My commission expires 10-21 A. D. 19 71

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JEANNE REITZ

Notary must PRINT name hereon.

Monsanto

COMPANY

800 NORTH LINDBERGH BLVD.
ST. LOUIS, MISSOURI 63166

STATEMENT

VIRGIL V. RHODES JR.
BAY MINETTE, ALABAMA

LEDGER NO.	MO.	DAY	YEAR
719256-204-4	8	26	68

IMPORTANT: IF PURCHASES AND PAYMENTS MADE NEAR THIS STATEMENT DATE ARE NOT REFLECTED, THEY WILL APPEAR ON THE NEXT MONTH'S STATEMENT. ANY DIFFERENCES SHOULD BE REPORTED PROMPTLY. ANY PAYMENTS ON THIS ACCOUNT SHOULD BE DIRECTED TO THE LOCK BOX SHOWN ON OUR INVOICES.

✓	DATE		REFERENCE	*TRANS-ACTION	DEBITS		CREDITS	BALANCE	
	2	68	S/C		17	38			
	6	65	411631		517	50			
10	65	439041			132	30			
5	66	491461			303	80			
6	66	491811			204	40			
								1175	38

FORM 271 REV. 4-65

* TRANSACTION CODE: 1 INVOICE - 2 DEBIT MEMO - 3 CREDIT MEMO - 4 CASH - 5 VOUCHER - 6 JOURNAL ENTRY - 7 BALANCE FORWARD

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County

No.

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon~~Virgil V. Rhodes, Jr.~~.....

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.....

.....Virgil V. Rhodes, Jr., Defendant.....

byMonsanto Company
....., Plaintiff.....

Witness my hand this 17 day of Sept. 19 68

W. V. Rhodes Clerk

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No. 8321.....

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

MONSANTO COMPANY

Plaintiffs

vs.

VIRGIL V. RHODES, Jr

Defendants

SUMMONS AND COMPLAINT

Filed 9-17 1968

Alice J. Duck Clerk

Frank Alonzo
Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED

Received by Office
SEP 17 1968

WILKINS
SHERIFF

19

Sheriff

I have executed this summons

this Sept 23 1968

by leaving a copy with

Virgil V. Rhodes Jr

Taylor Wilkins Sheriff
W. P. Talbot Deputy Sheriff