

ORIGINAL

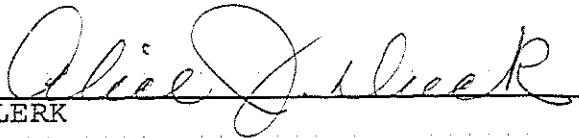
STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Jesse Carl Hall (as contracting sub-contractor), S.M.S., Inc., (as prime contractor), Home Indemnity Company of New York, (as bonding company) to appear within thirty days from the service of this writ in the Circuit Court, to be held for said County at the place of holding the same, then and there to answer the complaint of Paul F. Rider.

Witness my hand this 24 day of January, 1969.


CLERK

PAUL F. RIDER

PLAINTIFF

VS

JESSE CARL HALL (as contracting
sub-contractor); S.M.S., INC.,)
(as prime contractor) and)
HOME INDEMNITY COMPANY OF)
NEW YORK (as bonding company))

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO.

8542

1.

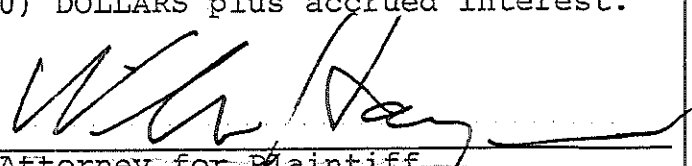
The Plaintiff claims of the Defendants ONE-THOUSAND SIX-HUNDRED SIXTY-FOUR and NO/100 (\$1,664.00) DOLLARS due from them by account on June 1, 1968, which sum of money with interest thereon is still unpaid.

2.

The Plaintiff claims of the Defendants ONE-THOUSAND SIX-HUNDRED SIXTY-FOUR and NO/100 (\$1,664.00) DOLLARS damages for the breach of an agreement entered into by them on January 17, 1968, in substance as follows:

The said Paul F. Rider leased 1 1/2 ton dump truck 6 cu. yd. at \$30.00 per day and Front end loader and tractor, 1965 model with attachment and accessories at \$8.50 per hour for use on Projects I-10-1(28)44 and I-65-1(78)30 in Baldwin County and the

Plaintiff says that although he has complied with all of the provisions on his part, the Defendants have failed to comply with the following provisions thereof to pay ONE-THOUSAND SIX-HUNDRED SIXTY-FOUR and NO/100 (\$1,664.00) DOLLARS plus accrued interest.


Attorney for Plaintiff

The Defendants may be served:

Jesse Carl Hall
943 E. 16th Avenue
Tuscaloosa, Alabama

S.M.S., Inc. by serving
Honorable Fred S. Ball, Jr. or
Honorable Richard A. Ball
200 St. Lawrence Street
Montgomery, Alabama 36104

Home Indemnity Company of New York
Superintendent of Insurance
Montgomery, Alabama

FILED

JAN 24 1969

ALICE J. DUCK CLERK
REGISTER

ORIGINAL

NUMBER:

8542

PAUL F. RIDER

PLAINTIFF

VS

JESSE CARL HALL (as contracting sub-contractor); S.M.S., INC., (as prime contractor) and HOME INDEMNITY COMPANY OF NEW YORK (as bonding company)

DEFENDANTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

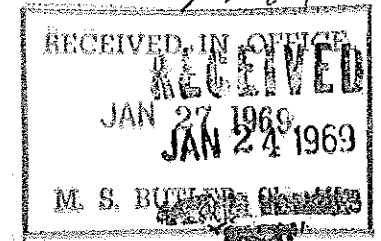
AT LAW

SUMMONS AND COMPLAINT

FILED

JAN 24 1969

ALICE J. DUCK
CLERK
REGISTER



By W. J. Walker
Deputy Sheriff

This 27 day of Jan. 1969
M. S. BUTLER
Sheriff, Montgomery County

COPY OF THE WITHIN
FILED IN
FOR D. M. S., Inc.

Executed by serving 2 copies of
the within on Frank Hovory

Superintendent
of Insurance, State of Alabama

This The 27 day of Jan. 1969

Sheriff of Montgomery County

M. S. Butler,

By W. L. Moore, D. S.

M. S. Butler, Sheriff of Montgomery
County, Alabama, Claim \$1.50 each for

serving 2 process(es) and \$1.00

travel expense on each of 2

process(es) or a total of \$5.00

W. J. Walker
Deputy Sheriff

Executed this 30 day of Nov 1969

on Jesse Carl Hall

as Contracting Sub-

Contractor, S.M.S. Inc. as

prime contractor and

HOME INDEMNITY COMPANY OF

NEW YORK (as bonding company)

of said company.

NATHAN CHISM, Sheriff
Tuscaloosa Co., Ala.

By W. J. Walker, D. S.

THE SHERIFF CLAIMS 10

MILES @ 10¢ PER MILE

FOR A TOTAL OF \$1.00

TAYLOR WILKINS, SHERIFF OF BALDWIN

COUNTY, ALABAMA, CLAIM \$1.50 EACH

FOR SERVING 3 PROCESS(ES) AND

TRAVEL EXPENSE ON EACH OF \$1.00.

PROCESS(ES) OR A TOTAL OF \$7.50

This is total cost
on all services shown on
this writ -

WILSON HAYES

LAWYER

P. O. BOX 300

BAY MINETTE, ALABAMA

36507

TELEPHONE 937-5506

March 10, 1969

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

Re: Paul F. Rider vs Jesse Carl Hall
et al

Case #8542

Dear Mrs. Duck:

Please let me have a cost bill showing the cost
accrued to date in this case.

I will make arrangements to have them paid immediately upon receipt of the itemized cost bill.

In the meantime, please do not dismiss the case.

With kindest regards, I am

Yours very truly,


Wilson Hayes

WH/rkh

STATE OF ALABAMA

DEPARTMENT OF INSURANCE

I, the undersigned as Superintendent of Insurance for the State of Alabama, hereby certify that on the 27th day of January, 1969, I sent by registered mail in an envelope as follows:

Home Indemnity Company
59 Maiden Lane
New York, New York 10008

REGISTERED MAIL
RETURN RECEIPT REQUESTED

bearing sufficient prepaid postage, a copy of a summons and complaint served upon me by the Sheriff of Montgomery County, Alabama, in a cause styled as follows:

Paul F. Rider, Plaintiff

in the Circuit Court of Baldwin County

VERSUS

(Name of Court)

Jesse Carl Hall, et als, Defendant

And that on the 4th day of February, 1969, I received the return card showing receipt by the designated addressee of said envelope on the 30th day of January, 1969.

Witness my hand and official seal this the 5th day of February, 1969.

R. Frank Uzary
SUPERINTENDENT OF INSURANCE



* * * * *

STATE OF ALABAMA
BALDWIN COUNTY

PAUL F. RIDER

Plaintiff

vs

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

NO. 8542

JESSE CARL HALL (as contract-
ing sub-contractor); S.M.S.,
INC., (as prime contractor)
and HOME INDEMNITY COMPANY
OF NEW YORK (as bonding
company)

Defendants

-1-

The plaintiff, Paul F. Rider, never submitted unto me a Statement of Account, but instead, rendered Statement of Account to S.M.S., Inc. S.M.S., Inc. notified Jesse Carl Hall that they were deducting the amount of \$1,664.00 claimed by Paul F. Rider and were paying same in their current Accounts Payable.

-2-

Since the account has been paid in full and back-charged to my accrued credits payable from S.M.S., Inc., I move that this case be set aside as having been paid in full.

FILED

FEB 28 1969

ALICE J. DUCK

CLERK
REGISTER

VOL

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Jesse Carl Hall 2-25-69
Jesse Carl Hall