

AYRES LITTLE AND CLYDE LITTLE,
INDIVIDUALLY, AND AS STOCK-
HOLDERS IN DIXIE RESEARCH
CHEMISTS, INC., a Corporation,

Complainants,

VS.

PERRY W. MADER AND GERSTLE I.
MADER,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NO. _____

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Comes now your complainants, AYRES LITTLE AND CLYDE LITTLE, Individually, and as stockholders in DIXIE RESEARCH CHEMISTS, INC., a Corporation, and, humbly complaining against the respondents, PERRY W. MADER AND GERSTLE I. MADER, represent and show unto your Honor and this Honorable Court the following facts as a basis for the relief hereinafter prayed:

1. That your complainants are bona fide resident citizens of Baldwin County, Alabama, residing at Bay Minette, Alabama, and over the age of twenty-one years; that they are both stockholders in DIXIE RESEARCH CHEMISTS, INC., a corporation formed under the laws of the State of Alabama, on, to-wit: September 30, 1953, with its principal office at Bay Minette, Alabama; and that your complainant, AYRES LITTLE, is, and has been since January 22, 1954, the treasurer of said corporation;

2. That the respondents, PERRY W. MADER AND GERSTLE I. MADER, are each bona fide resident citizens of Bay Minette, Baldwin County, Alabama, and are each over the age of twenty-one years; that the respondent, PERRY W. MADER, is, and has been since its incorporation, President of DIXIE RESEARCH CHEMISTS, INC., and the respondent, GERSTLE I. MADER, is Secretary of said corporation, having been duly elected to that position on, to-wit: January 22, 1954.

3. That the primary business of the DIXIE RESEARCH CHEMISTS, INC., is the manufacture and sale of liquid fertilizer.

4. That the business of said corporation has been carried on exclusively by the respondents, PERRY W. MADER AND GERSTLE I. MADER; that said respondents are the majority stockholders in said corporation.

5. That the respondents, PERRY W. MADER AND GERSTLE I. MADER, have repeatedly used funds belonging to the corporation for their own private benefit; that, among other other things, they have used funds belonging to the corporation to purchase one dining room suite, one Television set, one set of china, one set of silverware, one combination electric refrigerator and deep freeze, one dictaphone, one Royal typewriter, one 1952 Model Dodge Station Wagon and one 1947 Model Dodge four-door Sedan; that, despite the fact that the above items of personal property were purchased with funds belonging to DIXIE RESEARCH CHEMISTS, INC., a Corporation, the respondents took title to said personal property in their own names, either individually or jointly.

6. That DIXIE RESEARCH CHEMISTS, INC., owes the following debts, which are past due and unpaid: Baldwin County Bank, Bay Minette, Alabama, loan, \$3050.00; Builders Hardware and Supply Company, Bay Minette, account, \$171.48; W. C. Beebe, Bay Minette, rent, \$160.00; Bell Insurance Agency, Bay Minette, Insurance, \$144.50; and the Baldwin Times, Bay Minette, printing, \$48.71; that the said corporation would have been able to pay these debts if the respondents had not diverted the funds of the said corporation to their private use and benefit.

7. That your Complainant, AYRES LITTLE, has personally guaranteed the payment of the aforesaid \$3050.00 to the Baldwin County Bank.

8. That, although often requested to do so, the respondents have refused to give an accounting for the funds of the corporation which have come into their possession.

9. That your complainants are informed and believe, and, on such information and belief, aver that the respondents are about to remove themselves and the personal property described in paragraph 5 above from the State of Alabama, without satisfying the debts of DIXIE RESEARCH CHEMISTS, INC., described in paragraph 6 hereof, and without giving an accounting to your complainants and the creditors of the aforesaid corporation of the funds of said corporation which have come into their possession; that if the said respondents are permitted to remove

themselves and the aforesaid personal property, which was purchased in the names of the said respondents with monies belonging to DIXIE RESEARCH CHEMISTS, INC., as aforesaid, without paying the debts owed by the corporation, described in paragraph 5 above, and without accounting to your complainants and the creditors of the corporation for the funds of said corporation which have come into their possession, or under their control, then your complainants and the aforesaid creditors of said corporation will suffer irreparable damage.

10. That your complainants are without adequate remedy at law.

PRAYER FOR PROCESS.

THE PREMISES CONSIDERED, Complainants pray that your Honor will take jurisdiction of this their bill of complaint and that the respondents, PERRY W. MADER AND GERSTLE I. MADER, be made parties respondents to this bill of complaint and that process issue requiring them to plead, answer or demur to this bill of complaint within the time required by law and the practice of this Honorable Court.

PRAYER FOR RELIEF.

Complainants further pray that a temporary restraining order be granted by this Honorable Court restraining the said PERRY W. MADER AND GERSTLE I. MADER, or either of them, from removing themselves or any of the personal property described in paragraph 5 of this bill of complaint from the jurisdiction of this Court until they have given an accounting, satisfactory to this Honorable Court, of the monies and other property of DIXIE RESEARCH CHEMISTS, INC., which have come into their possession or under their control, and have satisfied the Court that the debts described in paragraph 6 hereof have been satisfied. Complainants further pray that on a final hearing of this cause your Honor will enter a permanent restraining order restraining the aforesaid respondents from removing from the jurisdiction of this Court personal property purchased with funds belonging to DIXIE RESEARCH CHEMISTS, INC.; that your Honor will order the respondents to make a satisfactory accounting for all

monies and other property of DIXIE RESEARCH CHEMISTS, INC., which have come into their possession or under their control; that your Honor will decree that the personal property described in paragraph 5 hereof is held in trust by the respondents for DIXIE RESEARCH CHEMISTS, INC., its stockholders, including your complainants, and creditors, and is the property of said corporation, its stockholders and creditors, rather than the respondents; and your complainants pray for such other, further, different or general relief as, in equity and good conscience, they may be entitled to receive, and as in duty bound they will ever pray, etc.

T. J. Mashburn, Jr.
SOLICITOR FOR COMPLAINANTS.

STATE OF ALABAMA, 0
COUNTY OF BALDWIN. 0

Before me, T. J. Mashburn, Jr., a Notary Public in and for said County and State, personally appeared AYRES LITTLE, who is known to me, and who, being first duly and legally sworn, deposes and says: "I am one of the complainants named in the above and foregoing bill of complaint. I have read said bill of complaint, and the allegations contained therein are true and correct, according to my own personal knowledge." Further deponent says not.

Ayres Little

Sworn to and subscribed before me on this 19th day of May, 1955.

T. J. Mashburn, Jr.
NOTARY PUBLIC, BALDWIN COUNTY,
ALABAMA.

ORDER.

Upon Complainants giving bond conditioned and payable as required by law, to be approved by the Register, in the amount of \$200⁰⁰, the Register will issue the temporary restraining order as prayed for in the bill.

FILED

May 19, 1955

ALICE J. BUCK, Register

Hubert M. Hall
JUDGE OF THE CIRCUIT COURT, IN
EQUITY.

KENNETH F. GANTZ,
 Plaintiff,
 VS.
 PERRY W. MADER,
 Defendant.

IN THE CIRCUIT COURT OF
 BALDWIN COUNTY, ALABAMA.

AT LAW.

NO. 2185

STATE OF ^AALABAMA,
 COUNTY OF BALDWIN.

Before me, JAMES R. OWEN, a Notary Public in and for said County and State personally appeared TELFAIR J. MASHBURN, JR., who is known to me, and who being by me first duly sworn doth depose and say that he is the attorney for KENNETH F. GANTZ, the plaintiff in the above styled cause and that judgment has been rendered in this Honorable Court on the 17th day of May, 1955, in favor of the plaintiff and against the defendant in the amount of \$347.48, including \$75.00, as an attorney's fee in favor of affiant; that the affiant and plaintiff are in danger of losing the fruit of their said judgment by delay because the defendant is about to remove all of his personal property from the State of Alabama. Wherefore, affiant prays that execution on their said judgment be issued against said defendant immediately.

Telfair J. Mashburn Jr.
 ATTORNEY FOR PLAINTIFF.

Sworn to and subscribed before me on this the 19th day of May, 1955.

FILED

May 19, 1955

ALICE L. BECK, Register

James R. Owen
 NOTARY PUBLIC, BALDWIN COUNTY,
 ALABAMA.

STATE OF ALABAMA, 0
COUNTY OF BALDWIN. 0

KNOW ALL MEN BY THESE PRESENTS:

That we, Ayres C. Little and Clyde Little and _____
_____, are held and firmly bound unto PERRY W. MADER
AND GERSTLE I. MADER in the sum of 200.00 dollars, for
the payment of which we bind ourselves, our heirs, assigns, exe-
cutors or administrators, jointly and severally by these presents.

The condition of this bond is this: That whereas, the above
bounden Ayres C. Little and Clyde Little in a bill filed by them
against said PERRY W. MADER AND GERSTLE I. MADER prayed for and
obtained a writ of injunction out of the Circuit Court of said
County upon the approval of this bond, restraining and enjoining
the said PERRY W. MADER AND GERSTLE I. MADER from removing any of
their personal property from Bay Minette, Baldwin County, Alabama.

Now, if, on the dissolution of such injunction, the said Ayres
C. Little and Clyde Little shall pay the amount of the judgment
enjoined, with interest, and also such damages and costs as may be
decreed against them then this bond shall be null and void; other-
wise, to remain in full force and effect.

Witness our hands and seals this the 19th day of May, 1955.

FILED

May 19, 1955

ALICE L. ROCK, Register

Ayres C. Little (SEAL)

Clyde Little (SEAL)

_____ (SEAL)

Taken and approved this 19th day of May, 1955.

Alice L. Rock
REGISTER.

THE STATE OF ALABAMA,
BALDWIN

County.

AYRES LITTLE AND CLYDE LITTLE,
INDIVIDUALLY, AND AS STOCKHOLDERS IN
DIXIE RESEARCH CHEMISTS, INC.,

Complainant.....

vs.

PERRY W. MADER AND GERSTLE I. MADER.

Defendant.....

No.....

CIRCUIT COURT, IN EQUITY.

Term, 19

KNOW ALL MEN BY THESE PRESENTS, That we, AYRES LITTLE AND CLYDE LITTLE

are held and firmly bound unto PERRY W. MADER AND GERSTLE I. MADER

in the sum of SIX THOUSAND (\$6,000.00) DOLLARS,

for the payment of which we bind ourselves and our representatives.

THE CONDITION of the above obligation is such, that whereas, the above bound

AYRES LITTLE AND CLYDE LITTLE

has exhibited his bill of complaint in the Circuit Court of BALDWIN County, in Equity,

JUDGE

and has obtained thereon from the ~~Registry~~ of said Court an order for the issuance of a writ of attachment against

the property of said PERRY W. MADER AND GERSTLE I. MADER, OR EITHER OF THEM,

as described in said bill of complaint;

Now, if the said obligors, or either of them, shall pay all damages the said Defendant, PERRY

W. MADER AND GERSTLE I. MADER

may sustain by the wrongful or vexatious suing out of such writ, then this obligation to be void; otherwise to remain in full force.

And we, and each of us, hereby waive all rights of claim of exemption, we or either of us have now or may hereafter have, under the Constitution and Laws of Alabama, and we hereby severally certify that we have property free from all encumbrance to the full amount of the above bond.

Witness our hands and seals, this 20th day of May 19.55

Taken and approved,

May 20

19.55

Deirdre J. French

Clerk.

Ayres Little (L. S.)

Clyde Little (L. S.)

(L. S.)

(L. S.)

ORDER FOR EQUITABLE ATTACHMENT.

THE STATE OF ALABAMA,

County.

Complainant.

vs.

Defendant.

No.

CIRCUIT COURT, IN EQUITY.

Term, 19

Upon Complainant's entering into bond, with security in the sum of

DOLLARS,

payable to the Defendant.

and approved by the Register, and conditioned according to law,

let an attachment issue according to the prayer of the bill.

This day of 19

Register.

No.

THE STATE OF ALABAMA,

County.

CIRCUIT COURT, IN EQUITY.

Complainant.

vs.

Defendant.

EQUITABLE ATTACHMENT BOND.

Filed 19

Register.

AYRES LITTLE AND CLYDE LITTLE,
INDIVIDUALLY, AND AS STOCK-
HOLDERS IN DIXIE RESEARCH
CHEMISTS, INC., A Corporation,

Complainants,

VS.

PERRY W. MADER AND GERSTLE I.
MADER,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

N. _____

WRIT OF GARNISHMENT

TO THE FIRST NATIONAL BANK OF MOBILE, ALABAMA, A BANKING CORPORATION:

Whereas, a suit has been commenced in the Circuit Court of Baldwin County, Alabama, in Equity, by AYRES LITTLE AND CLYDE LITTLE, INDIVIDUALLY, AND AS STOCKHOLDERS IN DIXIE RESEARCH CHEMISTS, INC., A CORPORATION, against PERRY W. MADER AND GERSTLE I. MADER, to recover certain demands therein mentioned, and a Writ of Equitable Attachment has been placed in my hands from said Court for the due execution thereof;

These are to command you, that within thirty days from the service of this Writ, you personally be and appear before the Honorable Circuit Court of Baldwin County, Alabama, sitting in Equity, then and there to answer on oath whether or not you are indebted to PERRY W. MADER AND GERSTLE I. MADER, OR EITHER OF THEM, for funds deposited by them, or to their credit, or for their use, with you. Attached hereto is a copy of the bill of complaint in the above styled cause, together with the writ of equitable attachment issued therein, and the affidavit upon which said writ was issued. Herein fail not under penalty.

Witness my hand this 20th day of May, 1955.

FILED

May 20, 1955

ALICE J. DICK, Register

Taylor Wilkins
Sheriff, Baldwin County, Alabama.

By *George Crawford*
Clerk of the Court

AYRES LITTLE AND CLYDE LITTLE,
INDIVIDUALLY, AND AS STOCK-
HOLDERS IN DIXIE RESEARCH
CHEMISTS, INC., a Corporation,

Complainants,

VS.

PERRY W. MADER AND GERSTLE I.
MADER,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

NO. _____

AFFIDAVIT FOR EQUITABLE ATTACHMENT.

Before me, ALICE J. DUCK, Register of the Circuit Court, in Equity, of said County, personally appeared AYRES LITTLE, who, being first duly sworn, deposes and says that PERRY W. MADER AND GERSTLE I. MADER are justly indebted to AYRES LITTLE AND CLYDE LITTLE, INDIVIDUALLY, and to DIXIE RESEARCH CHEMISTS, INC., a Corporation, in the sum of Three Thousand (\$3,000.00) Dollars, which sum is justly due and that the said respondents are about to remove out of the state of Alabama, and that this attachment is not sued out for the purpose of vexing or harassing the defendant.

Ayres Little

Sworn to and subscribed before me this the 20th day of May, 1955.

Alice J. Duck
REGISTER.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

Whereas, AYRES LITTLE AND CLYDE LITTLE, INDIVIDUALLY, AND AS STOCKHOLDERS OF DIXIE RESEARCH CHEMISTS, INC., A CORPORATION, have exhibited their bill of complaint against PERRY W. MADER AND GERSTLE I. MADER, alleging that the said respondents are indebted to the Complainants in the amount of Three Thousand (\$3,000.00) Dollars, and the complainants having made affidavit and given bond as required by law.

You are hereby commanded to attach so much of the estate of PERRY W. MADER AND GERSTLE I. MADER, or either of them, to-wit: Money on deposit in the First National Bank of Mobile, Royal Typewriter, Dictaphone, one 1947 Model Dodge Four-door Sedan,

one television set, one set of silverware, one combination electric refrigerator and deep freeze, and one set of china and one dining room suite, as will be of value to satisfy the debt and costs, according to said bill, and such estate unless replevied so to secure, that the same may be liable to further proceedings thereon by the Circuit Court of Baldwin County, Alabama, in Equity, on or before the 20th day of June, 1955, when and where you must have known how you have executed this writ.

Dated this 20th day of May, 1955.

FILED

May 20, 1955

ALICE J. DICK, Register

Hubert M. Hill
JUDGE.

Received in Sheriff's Office
this 20 day of May 1955
TAYLOR WILKINS, Sheriff

1251

36

Returned 5-20-55
Without Action By Order of
RAY D. BRIDGES, Sheriff
By D. K. Kromer D. S.

FILED

MAY 20 1955

ALICE J. DUCK, Register

AYRES LITTLE AND CLYDE LITTLE
INDIVIDUALLY, AND AS STOCK-
HOLDERS IN DIXIE RESEARCH
CHEMISTS, INC., a Corporation,

Complainants,

VS.

PERRY W. MADER AND GERSTLE I.
MADER,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY

NO. _____

WRIT OF INJUNCTION

TO PERRY W. MADER AND GERSTLE I. MADER, OR EITHER OF THEM.

Whereas, AYRES LITTLE AND CLYDE LITTLE have exhibited their bill of complaint in Equity in the Circuit Court of Baldwin County, Alabama, and have obtained from the Honorable Hubert M. Hall an order for the issuance of an injunction to enjoin you as hereinafter mentioned; and whereas, the said AYRES LITTLE AND CLYDE LITTLE have, in accordance with said order, entered into bond with security, in the sum of \$200.00, payable to PERRY W. MADER AND GERSTLE I. MADER and approved by the Register of said Court and conditioned according to law.

Now, therefore, you, the said PERRY W. MADER AND GERSTLE I. MADER, or either of you, are hereby enjoined from removing from Bay Minette, Baldwin County, Alabama, any personal property belonging to you, or either of you, or to DIXIE RESEARCH CHEMISTS, INC., A Corporation, and this Injunction you are required to obey under the penalties of the law, until the further order of this Court.

Witness my hand this 19th day of May, 1955.

Reice L. Duck
REGISTER.

TO THE SHERIFF OF BALDWIN COUNTY, ALABAMA:

You are hereby commanded to execute this writ, and return the same with your endorsement thereof to this Court, with all convenient speed.

Witness my hand this 19th May, 1955.

Reice L. Duck
REGISTER.

FILED

May 19, 1955

Reice L. Duck, Register

3524

received _____ day of _____ 19____
and on 19 day of May 1955
served a copy of the within Writ of
Injunction
service on Mrs Gustle J. Mader

TAYLOR WILKINS, Sheriff
By J. W. Horn D. S.

FILED
MAY 19 1955
ALICE J. DUCK, Register

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The 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 PERRY W. MADER AND GERSTLE I. MADER,

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 _____

PERRY W. MADER AND GERSTLE I. MADER _____, Defendant.

by AYRES LITTLE AND CLYDE LITTLE, individually and as Stockholders in

DIXIE RESEARCH CHEMISTS, Inc. a Corporation _____, Plaintiff.

Witness my hand this 19 _____ day of May 1955.

Reid Luck Rey
Clerk

No. _____ Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

Ayres Little and Clyde Little

~~ind. & As Stockholders in Dixie Research~~
Chemists, Inc. a Corporation

vs.

PERRY W. MADER & GERSTLE I.

MADER.

Defendants

Summons and Complaint

Filed 5- 19 - 55 19

Alice J. Duck Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19

_____, Sheriff

I have executed this summons

this 19

by leaving a copy with

Sheriff

Deputy Sheriff

No. _____ Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

Ayres Little and Clyde Little

~~Ind. & As Stockholders in Dixie Research~~
~~Chemists, Inc. a Corporation.~~ Plaintiffs

vs.

PERRY W. MADER & GERSTLE I.

MADER.

Defendants

Summons and Complaint

Filed 5-19-55 19__

Alice J. Duck Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19__

, Sheriff

I have executed this summons

this 19__

by leaving a copy with

Sheriff

Deputy Sheriff

AYRES LITTLE AND CLYDE LITTLE,
INDIVIDUALLY, AND AS STOCK-
HOLDERS IN DIXIE RESEARCH
CHEMISTS, INC., a Corporation,

Complainants,

VS.

PERRY W. MADER AND GERSTLE I.
MADER,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. _____

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Comes now your complainants, AYRES LITTLE AND CLYDE LITTLE, Individually, and as stockholders in DIXIE RESEARCH CHEMISTS, INC., a Corporation, and, humbly complaining against the respondents, PERRY W. MADER AND GERSTLE I. MADER, represent and show unto your Honor and this Honorable Court the following facts as a basis for the relief hereinafter prayed:

1. That your complainants are bona fide resident citizens of Baldwin County, Alabama, residing at Bay Minette, Alabama, and over the age of twenty-one years; that they are both stockholders in DIXIE RESEARCH CHEMISTS, INC., a corporation formed under the laws of the State of Alabama, on, to-wit: September 30, 1953, with its principal office at Bay Minette, Alabama; and that your complainant, AYRES LITTLE, is, and has been since January 22, 1954, the treasurer of said corporation;

2. That the respondents, PERRY W. MADER AND GERSTLE I. MADER, are each bona fide resident citizens of Bay Minette, Baldwin County, Alabama, and are each over the age of twenty-one years; that the respondent, PERRY W. MADER, is, and has been since its incorporation, President of DIXIE RESEARCH CHEMISTS, INC., and the respondent, GERSTLE I. MADER, is Secretary of said corporation, having been duly elected to that position on, to-wit: January 22, 1954.

3. That the primary business of the DIXIE RESEARCH CHEMISTS, INC., is the manufacture and sale of liquid fertilizer.

4. That the business of said corporation has been carried on exclusively by the respondents, PERRY W. MADER AND GERSTLE I. MADER; that said respondents are the majority stockholders in said corporation.

5. That the respondents, PERRY W. MADER AND GERSTLE I. MADER, have repeatedly used funds belonging to the corporation for their own private benefit; that, among other other things, they have used funds belonging to the corporation to purchase one dining room suite, one Television set, one set of china, one set of silverware, one combination electric refrigerator and deep freeze, one dictaphone, one Royal typewriter, one 1952 Model Dodge Station Wagon and one 1947 Model Dodge four-door Sedan; that, despite the fact that the above items of personal property were purchased with funds belonging to DIXIE RESEARCH CHEMISTS, INC., a Corporation, the respondents took title to said personal property in their own names, either individually or jointly.

6. That DIXIE RESEARCH CHEMISTS, INC., owes the following debts, which are past due and unpaid: Baldwin County Bank, Bay Minette, Alabama, loan, \$3050.00; Builders Hardware and Supply Company, Bay Minette, account, \$171.48; W. C. Beebe, Bay Minette, rent, \$160.00; Bell Insurance Agency, Bay Minette, Insurance, \$144.50; and the Baldwin Times, Bay Minette, printing, \$48.71; that the said corporation would have been able to pay these debts if the respondents had not diverted the funds of the said corporation to their private use and benefit.

7. That your Complainant, AYRES LITTLE, has personally guaranteed the payment of the aforesaid \$3050.00 to the Baldwin County Bank.

8. That, although often requested to do so, the respondents have refused to give an accounting for the funds of the corporation which have come into their possession.

9. That your complainants are informed and believe, and, on such information and belief, aver that the respondents are about to remove themselves and the personal property described in paragraph 5 above from the State of Alabama, without satisfying the debts of DIXIE RESEARCH CHEMISTS, INC., described in paragraph 6 hereof, and without giving an accounting to your complainants and the creditors of the aforesaid corporation of the funds of said corporation which have come into their possession; that if the said respondents are permitted to remove

themselves and the aforesaid personal property, which was purchased in the names of the said respondents with monies belonging to DIXIE RESEARCH CHEMISTS, INC., as aforesaid, without paying the debts owed by the corporation, described in paragraph 5 above, and without accounting to your complainants and the creditors of the corporation for the funds of said corporation which have come into their possession, or under their control, then your complainants and the aforesaid creditors of said corporation will suffer irreparable damage.

10. That your complainants are without adequate remedy at law.

PRAYER FOR PROCESS.

THE PREMISES CONSIDERED, Complainants pray that your Honor will take jurisdiction of this their bill of complaint and that the respondents, PERRY W. MADER AND GERSTLE I. MADER, be made parties respondents to this bill of complaint and that process issue requiring them to plead, answer or demur to this bill of complaint within the time required by law and the practice of this Honorable Court.

PRAYER FOR RELIEF.

Complainants further pray that a temporary restraining order be granted by this Honorable Court restraining the said PERRY W. MADER AND GERSTLE I. MADER, or either of them, from removing themselves or any of the personal property described in paragraph 5 of this bill of complaint from the jurisdiction of this Court until they have given an accounting, satisfactory to this Honorable Court, of the monies and other property of DIXIE RESEARCH CHEMISTS, INC., which have come into their possession or under their control, and have satisfied the Court that the debts described in paragraph 6 hereof have been satisfied. Complainants further pray that on a final hearing of this cause your Honor will enter a permanent restraining order restraining the aforesaid respondents from removing from the jurisdiction of this Court personal property purchased with funds belonging to DIXIE RESEARCH CHEMISTS, INC.; that your Honor will order the respondents to make a satisfactory accounting for all

monies and other property of DIXIE RESEARCH CHEMISTS, INC., which have come into their possession or under their control; that your Honor will decree that the personal property described in paragraph 5 hereof is held in trust by the respondents for DIXIE RESEARCH CHEMISTS, INC., its stockholders, including your complainants, and creditors, and is the property of said corporation, its stockholders and creditors, rather than the respondents; and your complainants pray for such other, further, different or general relief as, in equity and good conscience, they may be entitled to receive, and as in duty bound they will ever pray, etc.

SOLICITOR FOR COMPLAINANTS.

STATE OF ALABAMA, 0
 0
COUNTY OF BALDWIN. 0

Before me, T. J. Mashburn, Jr., a Notary Public in and for said County and State, personally appeared AYRES LITTLE, who is known to me, and who, being first duly and legally sworn, deposes and says: "I am one of the complainants named in the above and foregoing bill of complaint. I have read said bill of complaint, and the allegations contained therein are true and correct, according to my own personal knowledge." Further deponent says not.

Sworn to and subscribed before me on this ____ day of _____, 1955.

NOTARY PUBLIC, BALDWIN COUNTY,
ALABAMA.

ORDER.

Upon Complainants giving bond conditioned and payable as required by law, to be approved by the Register, in the amount of _____, the Register will issue the temporary restraining order as prayed for in the bill.

JUDGE OF THE CIRCUIT COURT, IN
EQUITY.

JOHN L. LITTLE, JR.
JUDGE OF THE CIRCUIT COURT, IN

order as prayed for in the bill.
the Register will issue the temporary restraining
order by law to be approved by the Register, in the amount of
upon complainants giving bond conditioned and payable as re-

ORDER.

ALABAMA,
NOTARY PUBLIC, BALDWIN COUNTY,

Oath to and subscribed before me on this _____ day of _____, 1922.
says not.

next, according to my own personal knowledge. Further deponent
plaint, and the allegations contained therein are true and cor-
and foregoing bill of complaint. I have read said bill of com-
poses and says: "I am one of the complainants named in the above
known to me, and who, being first duly and legally sworn, de-
said County and State, personally appeared ALBES LITTLE, who is

Before me, J. L. Little, Jr., a Notary Public in and for

COUNTY OF BALDWIN,
STATE OF ALABAMA,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

ALBES LITTLE AND CLYDE LITTLE,
INDIVIDUALLY, AND AS STOCK-
HOLDERS IN DIXIE RESEARCH
CHEMISTS, INC., a Corporation,
Complainants,

vs.
JERRY L. LITTLE AND GEORGE L. LITTLE,
Respondents.

BILL OF COMPLAINT.

holders, including your complainants, and exorbitant, and is
abundant for DIXIE RESEARCH CHEMISTS, INC., its stock-
described in paragraph 2 hereof is held in trust by the re-
trust; that your Honor will decree that the personal property
which have come into their possession or under their con-
monies and other property of DIXIE RESEARCH CHEMISTS, INC.,

AYRES LITTLE AND CLYDE LITTLE
INDIVIDUALLY, AND AS STOCK-
HOLDERS IN DIXIE RESEARCH
CHEMISTS, INC., a Corporation,

Complainants,

VS.

PERRY W. MADER AND GERSTLE I.
MADER,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY

NO. _____

WRIT OF INJUNCTION

TO PERRY W. MADER AND GERSTLE I. MADER, OR EITHER OF THEM.

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Whereas, AYRES LITTLE AND CLYDE LITTLE have exhibited their bill of complaint in Equity in the Circuit Court of Baldwin County, Alabama, and have obtained from the Honorable Hubert M. Hall an order for the issuance of an injunction to enjoin you as hereinafter mentioned; and whereas, the said AYRES LITTLE AND CLYDE LITTLE have, in accordance with said order, entered into bond with security, in the sum of \$200.00, payable to PERRY W. MADER AND GERSTLE I. MADER and approved by the Register of said Court and conditioned according to law.

Now, therefore, you, the said PERRY W. MADER AND GERSTLE I. MADER, or either of you, are hereby enjoined from removing from Bay Minette, Baldwin County, Alabama, any personal property belonging to you, or either of you, or to DIXIE RESEARCH CHEMISTS, INC., A Corporation, and this Injunction you are required to obey under the penalties of the law, until the further order of this Court.

Witness my hand this 19th day of May, 1955.

Reice J. Duck
REGISTER.

TO THE SHERIFF OF BALDWIN COUNTY, ALABAMA:

You are hereby commanded to execute this writ, and return the same with your endorsement thereof to this Court, with all convenient speed.

Witness my hand this 19th May, 1955.

Reice J. Duck
REGISTER.

AYRES LITTLE AND CLYDE LITTLE,
INDIVIDUALLY, AND AS STOCK-
HOLDERS IN DIXIE RESEARCH
CHEMISTS, INC., A Corporation,

Complainants,

VS.

PERRY W. MADER AND GERSTLE I.
MADER,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

N. _____

WRIT OF GARNISHMENT

TO THE FIRST NATIONAL BANK OF MOBILE, ALABAMA, A BANKING
CORPORATION:

Whereas, a suit has been commenced in the Circuit Court
of Baldwin County, Alabama, in Equity, by AYRES LITTLE AND CLYDE
LITTLE, INDIVIDUALLY, AND AS STOCKHOLDERS IN DIXIE RESEARCH
CHEMISTS, INC., A CORPORATION, against PERRY W. MADER AND GERSTLE
I. MADER, to recover certain demands therein mentioned, and a
Writ of Equitable Attachment has been placed in my hands from
said Court for the due execution thereof;

These are to command you, that within thirty days from the
service of this Writ, you personally be and appear before the
Honorable Circuit Court of Baldwin County, Alabama, sitting in
Equity, then and there to answer on oath whether or not you are
indebted to PERRY W. MADER AND GERSTLE I. MADER, OR EITHER OF THEM,
for funds deposited by them, or to their credit, or for their use,
with you. Attached hereto is a copy of the bill of complaint in
the above styled cause, together with the writ of equitable attach-
ment issued therein, and the affidavit upon which said writ was
issued. Herein fail not under penalty.

Witness my hand this 20th day of May, 1955.

Taylor Wilkin

Sheriff, Baldwin County, Alabama.
By *Geo H. [unclear]*
10 *Deputy Sheriff*