

W. J. MONETTE
C. W. TAYLOR
I. D. JEFFREY
RANDOLPH HOBBS
A. H. McCONNELL

LAW OFFICES OF
MONETTE & TAYLOR
907-915 JACKSON BUILDING
BIRMINGHAM, ALA.

TELEPHONES
3-5284
3-5285

May 26th, 1934

(17)
Mrs. Mary Alice Stone,
Clerk Circuit Court,
Bay Minette, Alabama.

Dear Madam:

Please send us cost bills in the
following cases:

Oliver Farm Equipment Sales Company,
Vs.
Frank Mancini

Oliver Farm Equipment Sales Company,
Vs:
A. A. Trione.

We will probably want you to dis-
miss these cases, but we do not want them dismissed
until we instruct you to do so.

Yours very truly,

MONETTE & TAYLOR

WJM:DB

STATE OF ALABAMA

~~JEFFERSON~~ COUNTY

Baldwin

TO ANY SHERIFF OF THE STATE OF ALABAMA - - - -

GREETING:

You are hereby commanded to summon A. A. Trione to appear before the Circuit Court of said County, at the place of holding the same, within thirty days from the service of this writ, then and there to answer the complaint of Oliver Farm Equipment Sales Company, a corporation, hereto attached.

Witness my hand this 25th day of January, 1934.

J. M. A. Stone
Clerk.

* * * * *

Oliver Farm Equipment Sales
Company, a corporation,

Plaintiff,

Vs.

A. A. Trione,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

ALABAMA

(1) Plaintiff claims of the defendant Three Hundred Fifty and No/100 (\$350.00) Dollars, due by promissory note made by him on the 29th day of September, 1930, and payable on or before the 1st day of October, 1931, with interest thereon, which note is due and still unpaid.

Plaintiff claims a further and additional sum of an amount equal to ten (10%) per cent of the principal and interest on said note as attorney's fee for collecting the amount due on the said note, which defendant agreed to pay by the terms of said note.

(2) Plaintiff claims of the defendant One Hundred Ninety-four and 85/100 (\$194.85) Dollars, due by promissory note made by him on the 29th day of September, 1930, and payable on or before the 1st day of October, 1932, with interest thereon, which note is due and still unpaid.

Plaintiff claims a further and additional sum of an amount equal to ten (10%) per cent of the principal and interest on said note as attorney's fee for collecting the amount due on the said note, which defendant agreed to pay by the terms of said note.

(5) Plaintiff claims of the defendant the sum of Four Hundred Twenty-nine and 44/100 (\$429.44) Dollars, due from him by account on, to-wit, the 1st day of November, 1932, which sum of money, with the interest thereon, is due and still unpaid.

(4) Plaintiff claims of the defendant the sum of Four Hundred Twenty-nine and 44/100 (\$429.44) Dollars, due from him by account stated between the plaintiff and defendant on, to-wit, the 1st day of November, 1932, which sum of money, with the interest thereon, is due and still unpaid.

(5) Plaintiff claims of the defendant the sum of Four Hundred Twenty-nine and 44/100 (\$429.44) Dollars, due from him for merchandise, goods and chattels sold the defendant on, to-wit, the 1st day of November, 1932, which sum of money, with the interest thereon, is due and still unpaid.

An itemized statement of the account, verified by the affidavit of a competent witness, is filed with the original summons and complaint in this cause.

We acknowledge ourselves security for court costs in this cause.

Monette and Taylor
Attorneys for Plaintiff.

Oliver Farm Equipment Sales
Company, a corporation,

Plaintiff,

Vs.

A. A. Trione,

Defendant.

SUMMONS AND COMPLAINT

Defendant's address:

Daphne, Alabama.

Filed Jan. 25th 1934

J. A. Stone
Clark

STATE OF TENNESSEE, }

SHELBY COUNTY. }

ss.

Be it remembered, that on this 29th day of November 1932

before me, the undersigned Notary Public, in and for said County and State, duly commissioned and qualified, personally appeared

Gerald E. Normentwho, being duly sworn, deposeth and saith that he is a ~~member of the firm of~~ Bookkeeper for the Oliver FarmEquipment Sales Company (Md.)

and that the annexed account exhibiting the sum of

Four hundred twenty-nine and 44/100-----Dollarsagainst A. A. Trione, Daphne, Ala.is just and true as stated; that Oliver Farm Equipment Sales Co.

have not received any part of the money stated to be due, or any security or satisfaction for the same, and that all just credits have been given.

Gerald E. Norment

Sworn to and subscribed before me. In witness whereof I have hereunto set my hand and affixed my official seal in the City of Memphis, Tenn.

Henry B. Dickerson Notary Public.

My Commission Expires April 29th, 1935.

Oliver Farm Equipment Sales Co.

MEMPHIS, TENN.

A. A. TRIONE
DAPHNE, ALA.

STATEMENT OF OPEN
ACCOUNT TO 11/1/32

<u>1930</u>			<u>DR</u>	<u>CR</u>
Nov. 4	MDSE.		29040	
✓ 5	✓		287	
DEC. 3	✓		728	
✓ 8	✓		255	
✓ 16	✓		539	
✓ 18	✓		749	
✓ 6	CASH			1527
<u>1931</u>				
JAN. 6	MDSE.		309	
✓ 7	✓		924	
✓ 8	✓		7675	
✓ 9	✓		417	
✓ 3	✓		700	
FEB. 13	✓		2125	
✓ 23	✓		5695	
✓ 7	✓		1270	
✓ 24	✓		700	
✓ 19	✓		590	
✓ 14	✓		8410	
✓ 21	✓		16612	
MAR. 23	✓		295	
MAY. 1	INTEREST		374	
✓ 21	MDSE. RETD.			5969
JUNE 1	INTEREST		367	
JULY 1	✓		367	
AUG. 1	✓		367	
SEPT. 1	✓		470	
OCT. 1	CASH			379
<u>1932</u>				
JAN. 13	MDSE.		116	
✓ 22	✓ RETD.			9990
MAR. 26	✓			16612
JUN. 2	COMMISSION ON TRACTOR SALE			2000

Balance Due 11/1/32

\$ 79381 36437
\$ 429.44

Filed Jan 25th 1934
Wm. A. Stone
Clerk

Docket Page 77

RECORDED

Oliver James
Esq. vs
U.S.

W. A. Trione

Entered Jan 30 1934
By serving copy of within Summon
Complaint on

W. A. Trione

RECORDED

W. R. Stuart

By W. R. Stuart Deputy

OLIVER FARM EQUIPMENT SALES
COMPANY, a Corporation,

Plaintiff,

-VS-

A. A. TRIONE,

Defendant.

IN THE CIRCUIT COURT--LAW SIDE

STATE OF ALABAMA

BALDWIN COUNTY.

Comes the Defendant in the above styled cause and demurs
to the Complaint in said cause filed, and to each and every count
thereof, separately and severally, and as grounds therefor says:-

FIRST:

That said Complaint does not state a cause of action.

Hubert Head & Pason
Attorneys for Defendant.

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~~RECORDED~~
DEMURRER.

OLIVER FARM EQUIPMENT SALES
COMPANY, a Corporation,

Plaintiff,

-VS-

A. A. TRIONE,

IN THE CIRCUIT COURT--LAW SIDE
STATE OF ALABAMA
BALDWIN COUNTY.

Filed February 21, 1934

M. A. Stone
Clerk.

LAW OFFICES
HYBART, HEARD
& CHASON
BAY MINETTE, ALABAMA