

58

STATE OF ALABAMA, !
 :
COUNTY OF BALDWIN. !

TO ANY SHERIFF OF THE STATE OF ALABAMA.....GREETING:

You are hereby commanded to summon V. J. ALLEGRI 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 THE TEXAS COMPANY, a Corporation, hereto attached.

WITNESS my hand this the 28 day of July,
1934.

Wm. A. Stone
CLERK

! : ! : ! : ! : !

THE TEXAS COMPANY, a Corporation,
Plaintiff,
vs.
V. J. ALLEGRI,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY,
ALABAMA.

COUNT ONE: Plaintiff claims of the Defendant the sum of One Hundred Sixty-Seven and 10/100 (\$167.10) Dollars, due from him by account on, to-wit, the 5th day of November, 1932, which sum of money, with the interest thereon, is still due and unpaid.

COUNT TWO: Plaintiff claims of the Defendant the sum of One Hundred Sixty-Seven and 10/100 (\$167.10) Dollars, due from him by account stated between Plaintiff and Defendant on, to-wit, the 5th day of November, 1932, which sum of money, with the interest thereon, is still due and unpaid.

COUNT THREE: Plaintiff claims of the Defendant the sum of One Hundred Sixty-Seven and 10/100 (\$167.10) Dollars, for merchandise, goods and chattels sold the Defendant on, to-wit, the 5th day of November, 1932, which sum of money, with the interest thereon, is still due and 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.

D. J. [Signature]
ATTORNEYS FOR PLAINTIFF

Defendant's address
Daphne, Ala.

AFFIDAVIT

STATE OF TEXAS)

COUNTY OF HARRIS)

Before me F. C. Lambrecht, a Notary Public
in and for said State and County, on this day personally appeared
H. J. Flake, who being by me duly sworn upon his oath
states; that he is the Agent of The Texas Company, a corporation
organized under the Laws of the State of Delaware, and that he is
duly authorized to make this affidavit; that the account hereto
attached and marked Exhibit "A" in favor of The Texas Company
against V. J. Allegri
showing a balance due The Texas Company of \$ 167.10 is,
within the knowledge of affiant just and true, that it is due and
unpaid, and that all just and lawful offsets, payments, and
credits have been allowed.

Sworn to and subscribed before me this the 20th day of July, A.D.

1934.

F. C. Lambrecht
Notary Public, Harris County, Texas.

Circuit Court, Baldwin County

58

The Lynch Co
vs.
H. J. Allieani

PLAINTIFF

DEFENDANT

BILL OF COST

CLERK'S FEES		Dollars	Cts.	AMOUNT BROUGHT FORWARD		\$	Cts.
Issuing Summons and Complaint	\$1 25	1	55	Transcript to Supreme Court, 15c per hundred words			
Copies of same, when over 200 words, 15c per 100	30		30	Copies, 5c per hundred words			
Issuing Alias Summons and Complaint	1 25		20	Citation to Appellee in Appeal, 20c per hundred words			
Entering Sheriff's Return on Summons and Complaint	20		45	Certificate with Seal, 50c. Without Seal	25		
Docketing Cause 25c. Ent. Appearance, 20c	45		50	Witness Certificate	25		
Subpoena for Witness	30		50	Taking Bond Not Above Mentioned	75		
Making Certificate of Judgment	50		10	Entering Order of Court not above named	30		
Filing	10		75	Administering Oath	25		
Trial and Incidents	75		30	Taking Bond for Costs of Non-Resident Plaintiff	75		
Entering Judgment, or copy of same	30		30	Copy of any paper not above named, 15c per hundred words			
Order for Continuance	10		150	Filing Writ of Prohibition and Entering Return	15		
Issuing Execution	50			Issuing Writ of Prohibition	75		
Docketing Execution	25			Issuing copies of same, 15c per 100 words			
Issuing copy of same	50			Filing Mandamus and Entering Return	15		
Entering Sheriff's Return on Execution, 15c per hundred words	20			Issuing Writ of Mandamus	75		
Final Record, 15c per hundred words				Issuing copies of same, 15c per 100 words			
Order for Alias Summons and Complaint	30			Total Clerk's Fees			
Order to Dismiss Cause	30			SHERIFF'S FEES			
Order to Set Aside Dismissal	30			Serving and Returning Summons	\$1 50		
Order Overruling Motion to Set Aside Dismissal	75			Serving and Returning Subpoenas	65		
Order Granting New Trial	30			Collecting Execution for Costs	1 50		
Order Overruling Motion for New Trial	30			Serving and Returning Sci. Fa. Notice, etc.	65		
Order Overruling Motion for Continuance	30			Executing Writ of Possession	2 50		
Order Overruling Motion to Set Aside Default	30			Levying Attachment	3 00		
Order for Notice to Non-Resident Defendant	30			Entering and Returning Attachment	25		
Issuing Notice for Publication and Copy 20c per hundred words				Entering and Returning Execution	25		
Order to Give Security for Costs	30			Summoning and Returning Garnishee	1 50		
Order to Give Additional Bond	30			Taking and Approving Garnishee Bond	75		
Order to Execute Writ of Inquiry	30			Serving and Returning Writs	1 50		
Order of Sale in Attachment	30			Serving and Returning Summons on Forcible Entry	1 00		
Order for Leave to Amend Complaint	30			Executing Writ of Restitution in such cases	2 00		
Order for Leave to Amend Pleas	30			Taking and Approving Bonds of Every Kind	1 00		
Order for Leave to Amend Writ of Process	30			Taking and Approving Claim Bond	1 00		
Order for Attachment for Witness	30			Taking and Approving Forthcoming Bond	1 00		
Filing Deposition	10			Taking and Approving Bail Bond	1 00		
Issuing Commission to Take Deposition	75			Taking and Approving Plaintiff's Detinue Bond	1 00		
Issuing copy of same, per hundred words	15			Taking and Approving Defendant's Detinue Bond	1 00		
Issuing Copy of Interrogatories, 15c per hundred words, but not less than	50			Making Deed	2 50		
Endorsing each Pet. Deposition Opened	10			Serving Attachment for Contempt of Court	1 50		
Taking Bond in Garnishment on Summons	75			Collecting Money on Execution			
Summons to Garnishee	50			Empanelling Jury	75		
Copies of same, 20c per hundred words				Sheriff's Commission for Property Sold under Attachment			
Notice to Defendant in Garnishee on Summons, and copy, per hundred words	20			Seizing Personal Property on Writ of Detinue	3 00		
Swearing Garnishee and Recording Answer, 15c per hundred words, but not less than	50			Total Sheriff's Fees			
Filing Attachment	10			RECAPITULATION			
Issuing Attachment Writ and Taking Bond	1 00			Judgment			
Issuing Copies of Attachment Writ, 15c per hundred words				Interest			
Filing Certiorari and Entering Return	15			Clerk's Fees			
Taking Certiorari Bond and Filing Same	75			Sheriff's Fees			
Issuing Writ of Certiorari	75			Justice's Fees			
Issuing copies of same, 15c per 100 words				Constable's Fees			
Issuing Writ of Scieri Facias, or Notice in Nature of	75			Witnesses' Fees			
Issuing copies of same, 15c per 100 words				Commissioners' Fees			
Taking Supersedeas Bond and Filing same	75			Printer's Fees			
Taking Appeal Bond and Filing same	75			Stenographer's Fees	5 00		
				Answer of Garnishee			
				Trial Tax	3 00		
				Total			
TOTAL FORWARDED							

535

Cents

985

20566

Received payment this day of 193

ATTEST

Clerk Circuit Court, Baldwin County, Ala.

Circuit Court, Baldwin County

58

The Luper Co

VS.

J J Allie

PLAINTIFF

DEFENDANT

BILL OF COST

CLERK'S FEES		Dollars	Cts.	AMOUNT BROUGHT FORWARD		\$	Cts.
Issuing Summons and Complaint	\$1 25	1	25	Transcript to Supreme Court, 15c per hundred words			
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Docketing Cause 25c. Ent. Appearance, 20c	45	45		Witness Certificate	25		
Subpoena for Witness	30	30		Taking Bond Not Above Mentioned	75		
Making Certificate of Judgment	50	50		Entering Order of Court not above named	30		
Filing	10	10		Administering Oath	25		
Trial and Incidents	75	75		Taking Bond for Costs of Non-Resident Plaintiff	75		
Entering Judgment, or copy of same	30	30		Copy of any paper not above named, 15c per hundred words			
Order for Continuance	10	10		Filing Writ of Prohibition and Entering Return	15		
Issuing Execution	50	50		Issuing Writ of Prohibition	75		
Docketing Execution	25	25		Issuing copies of same, 15c per 100 words			
Issuing copy of same	50	50		Filing Mandamus and Entering Return	15		
Entering Sheriff's Return on Execution, 15c per hundred words	20	20		Issuing Writ of Mandamus	75		
Final Record, 15c per hundred words	30	30		Issuing copies of same, 15c per 100 words			
Order for Alias Summons and Complaint	30	30		Total Clerk's Fees			
Order to Dismiss Cause	30	30		SHERIFF'S FEES			
Order to Set Aside Dismissal	30	30		Serving and Returning Summons	\$1 50		
Order Overruling Motion to Set Aside Dismissal	75	75		Serving and Returning Subpoenas	65		
Order Granting New Trial	30	30		Collecting Execution for Costs	1 50		
Order Overruling Motion for New Trial	30	30		Serving and Returning Sci. Fa. Notice, etc.	65		
Order Overruling Motion for Continuance	30	30		Executing Writ of Possession	2 50		
Order Overruling Motion to Set Aside Default	30	30		Levy Attachment	3 00		
Order for Notice to Non-Resident Defendant	30	30		Entering and Returning Attachment	25		
Issuing Notice for Publication and Copy 20c per hundred words	30	30		Entering and Returning Execution	25		
Order to Give Security for Costs	30	30		Summoning and Returning Garnishee	1 50		
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Order for Leave to Amend Writ of Process	30	30		Taking and Approving Claim Bond	1 00		
Order for Attachment for Witness	30	30		Taking and Approving Forthcoming Bond	1 00		
Filing Deposition	10	10		Taking and Approving Bail Bond	1 00		
Issuing Commission to Take Deposition	75	75		Taking and Approving Plaintiff's Detinue Bond	1 00		
Issuing copy of same, per hundred words	15	15		Taking and Approving Defendant's Detinue Bond	1 00		
Issuing Copy of Interrogatories, 15c per hundred words, but not less than	50	50		Making Deed	2 50		
Endorsing each Pet. Deposition Opened	10	10		Serving Attachment for Contempt of Court	1 50		
Taking Bond in Garnishment on Summons	75	75		Collecting Money on Execution			
Summons to Garnishee	50	50		Empanelling Jury	75		
Copies of same, 20c per hundred words				Sheriff's Commission for Property Sold under Attachment			
Notice to Defendant in Garnishee on Summons, and copy, per hundred words	20	20		Seizing Personal Property on Writ of Detinue	3 00		
Swearing Garnishee and Recording Answer, 15c per hundred words, but not less than	50	50		Total Sheriff's Fees			
Filing Attachment	10	10		RECAPITULATION			
Issuing Attachment Writ and Taking Bond	1 00	1 00		Judgment			
Issuing Copies of Attachment Writ, 15c per hundred words				Interest			
Filing Certiorari and Entering Return	15	15		Clerk's Fees			
Taking Certiorari Bond and Filing Same	75	75		Sheriff's Fees			
Issuing Writ of Certiorari	75	75		Justice's Fees			
Issuing copies of same, 15c per 100 words				Constable's Fees			
Issuing Writ of Scieri Facias, or Notice in Nature of	75	75		Witnesses' Fees			
Issuing copies of same, 15c per 100 words				Commissioners' Fees			
Taking Supersedeas Bond and Filing same	75	75		Printer's Fees			
Taking Appeal Bond and Filing same	75	75		Stenographer's Fees	5 00		
Taking Appeal Bond and Filing same	75	75		Answer of Garnishee			
TOTAL FORWARDED				Trial Tax	3 00		
				Total	\$		

Received payment this day of 193.....

ATTEST

Clerk Circuit Court, Baldwin County, Ala.

Sacred Page 83

Original

RECORDED

The Texas Co

V-S

V. J. Allegri

Belfort

Filed July 28th 1934
By A. Stone
Clerk.

DOZIER & GRAY
ATTORNEYS-AT-LAW

1204-1207 MERCHANTS NAT'L BANK BLDG.
P. O. BOX 1017 — DEXTER 3298
MOBILE, ALABAMA

Executed July 30
by serving copy of within summons and
Complaint on
V. J. Allegri
W. R. Stuart Sheriff
By W. R. Stuart Deputy Sheriff

52



STATEMENT
TO THE TEXAS COMPANY, DR.

SALES DEPARTMENT

Atlanta, Ga., 12-31-32 193

Exhibit A

M V. J. Allegri

Daphne, Ala.

Sheet #1

Fooby

DATE	DESCRIPTION	DEBITS	CREDITS	BALANCE
8-4	Inv 480201			
Bulk	FC Gasoline 150 @.19-3	24.00		
	federal tax	1.50		25.50
8-16	Inv 480246			
Bulk	FC Gasoline 205 @.19-3	32.80		
	federal tax	2.05		
Bulk	Valor Oil G 5 @ .33	1.65		
Bulk	Motor Oil J 5 @ .50	2.50		
	State lube tax	.20		
	Federal lube tax	.40		39.60
8-6	Inv 480208			
Bulk	Crystalite 25 gals @.13			3.25
9-3	Inv 480405			
Bulk	FC Gasoline 105 @.19-3	16.80		
	federal tax	1.05		
Bulk	Motor Oil J 5 @.585	2.93		
	state lube tax	.10		
	federal lube tax	.20		21.08
10-3	Inv 480622			
Bulk	FC Gasoline 150 @.18 $\frac{1}{2}$ -3	23.25		
	federal tax	1.50		
Bulk	Motor Oil F 5 @.49	2.45		
Bulk	Motor Oil J 5 @.59	2.95		
	state lube tax	.20		
	federal lube tax	.40		30.75
10-6	Inv 480628			
3/6-6/5	Motor Cup Grs 15#@4.10cs	2.05		
	state grease tax	.04		2.09
				FWD

1. THE LAST AMOUNT IN "BALANCE" COLUMN IS BALANCE ON YOUR ACCOUNT TO DATE.
2. ANY SUBSEQUENT PAYMENTS WILL BE SHOWN ON YOUR NEXT STATEMENT.
3. THIS STATEMENT IS A REQUEST FOR PAYMENT ONLY OF PAST DUE AND UNPAID ITEMS. ITS PURPOSE IS TO ENABLE CUSTOMER TO COMPARE HIS BOOKS WITH OURS.

THE TEXAS COMPANY

SALES DEPARTMENT

193.

Daphne, Ala.

Foley

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