

SHERRILL OIL COMPANY,
a corporation,

Plaintiff,

vs.

O. GIVENS,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

NO. 590.

Comes the Defendant O. GIVENS in the above entitled cause and for answer to the said Complaint says that he has paid the debt, for the recovery of which this suit was brought, before the action was commenced.


Attorney for Defendant.

Plea

Filed April 14, 1941

R. S. Duck, Clerk

SHERILL OIL CO., A
Corporation,

Plaintiff

VS.

O. GIVENS,

Defendant.

IN THE CIRCUIT COURT

OF BALDWIN COUNTY, ALABAMA

AT LAW.

Before me, the undersigned authority in and for said State and County this day personally appeared O. GIVENS, the Defendant in the above entitled cause and after being first duly sworn under oath deposes and says:

That he is not indebted to the Plaintiff on the itemized, verified statement of account sued on and filed in this cause and denies said account in full and each item thereof separately and severally.

O. Givens
Defendant.

Sworn to and subscribed before
me on this the 1st day of
July, 1940.

J. P. Burke
Notary Public, Baldwin County, Ala.

SHERRILL OIL CO., a
corporation,
Plaintiff

vs.

O. GIVENS,
Defendant .

SWORN ANSWER

Filed July 1, 1940
R.S. Dush, Clerk

SHERRILL OIL CO., a
corporation,
Plaintiff

IN THE CIRCUIT COURT OF

BAWDWIN COUNTY, ALABAMA.

vs.

O. GIVENS,
Defendant.

AT LAW.

Comes the Defendant, O. GIVENS, in the above entitled
and
cause and for answer to complaint heretofore filed/to each
count separately and severally says:

That the matters alleged therein are untrue.


Attorney for Defendant.

The Defendant demands a trial by jury.


Attorney for Defendant.

SHERRIL OIL COMPANY, a corporation,

Plaintiff

vs.

O. GIVENS,

Defendant.

ANSWER

Filed June 27, 1940
R.S. Dush Clerk

STATE OF ALABAMA }
BALDWIN COUNTY }

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon O. Givens to appear within thirty (30) days of the service of this writ at the Circuit Court, to be held by said County, at the place of holding the same, then and there to answer the complaint of Sherrill Oil Company.

WITNESS my hand this 4th day of June, 1940.

R. S. Dush
Clerk

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SHERRILL OIL COMPANY, a corpora-
tion,

Plaintiff,

vs.

O. Givens,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COMPLAINT

ONE

The plaintiff claims of the defendant FOUR HUNDRED THIRTY-TWO & 49/100 (\$432.49) DOLLARS, due from him by account on the 30th day of May, 1938, which sum of money, with the interest thereon, is unpaid.

TWO

The plaintiff claims of defendant FOUR HUNDRED THIRTY-TWO & 49/100 (\$432.49) DOLLARS, due from him for merchandise, goods and chattels sold by the plaintiff to the defendant between the dates of April 1st, 1938 and May 30th, 1938, which sum of money, with the interest thereon, is still unpaid.

THREE

The plaintiff claims of the defendant FOUR HUNDRED THIRTY-TWO & 49/100 (\$432.49) DOLLARS, due from him on account stated between the plaintiff and defendant on the 10th day of June, 1938, which sum of money, with the interest thereon is still unpaid.

Stuart Tompney
Attorney for plaintiff.

SHERRILL OIL COMPANY
PENSACOLA, FLORIDA
DECEMBER 22, 1939

O. GIVENS
SEMINOLE, ALABAMA

Date	Ticket No.	Product	Debits	Cr.	Balance
1938					
4/1	3094	Woco Pep 600 gals @ 17¢	102.00	102.00	
4/7	3187	Woco Pep 300 gals @ 17¢ Koil 40 gals @ 10½¢	51.00 4.20	55.20	
4/9	3129	Woco Pep 267 gals @ 17¢ 1 2½/1 Tiolene 20 Tax	45.39 5.16 .12	50.67	
4/12	5074	Woco Pep 267 gals @ 17¢	45.39	45.39	
4/15	3293	Woco Pep 400 gals @ 17¢ 1 2½/1 Tiolene 30 Oil 2½/1 Tax	68.00 5.16 .12	73.28	
4/18	3413	Woco Pep 772 gals @ 17¢ Koil 30 gals @ 10½¢	131.24 3.15	134.39	
4/25	3427	Woco Pep 267 gals @ 17¢ 1 2½/1 Tiolene 20 Tax	45.39 5.16 .12	50.67	
4/26	3429	Woco Pep 211 gals @ 17¢	35.87	35.87	
4/28	3430	Woco Pep 211 gals @ 17¢	35.87	35.87	
4/30	3444	Woco Pep 100 gals @ 17¢ Koil 10 gals @ 10½¢	17.00 1.05	18.05	
5/2	8370	Woco Pep 597 gals @ 17¢ Koil 40 gals @ 10½¢	101.49 4.20	105.69	
5/4	8384	Auto Gear Grease 1/25 Tax	3.50 .07	3.57	
5/6	8403	Woco Pep 267 gals @ 17¢	45.39	45.39	
5/7	8406	Woco Pep 211 gals @ 17¢ 1 2½/1 Tiolene 40 1 2½/1 " 20 Tax	35.87 5.16 5.16 .24	46.43	
5/12	8417	Woco Pep 656 gals @ 17¢ Koil 40 gals @ 10½¢	111.52 4.20	115.72	
5/10		On Account			551.74
5/17	8428	Woco Pep 211 gals @ 17¢	35.87	35.87	
5/19	8431	Woco Pep 211 gals @ 17¢	35.87	35.87	
5/21	8434	Woco Pep 267 gals @ 17¢	45.39	45.39	
5/24	1501	Woco Pep 600 gals @ 17¢	102.00	102.00	
5/25	1502	10 cases 2½/1 Tiolene 10 " " Purol Tax	46.68 37.50 2.40	86.58	
5/30	1513	Woco Pep 211 gals @ 17¢	35.87	35.87	
6/10		On Account			225.54
10/13		" "			50.00
			1,259.77	827.28	432.49

STATE OF FLORIDA)

COUNTY OF ESCAMBIA)

I, P. A. Payne, being first duly sworn on oath depose and say that I am Credit Manager of Sherrill Oil Company, a corporation, and in charge of its books and records, that the attached itemized statement of account of said Sherrill Oil Company against O. Givens is true, correct and complete after allowing all just credits, to my personal knowledge.

P. A. Payne

Sworn to and subscribed before me
this 14 day of June, A. D. 1940.

Lacy W. Valley
Notary Public

My commission expires: 6-21-41

Original - 590 -

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

SHERRILL OIL COMPANY, a cor-
PORATION,

Plaintiff,

vs.

O. GIVENS,

Defendant.

SUMMONS AND COMPLAINT

EX 6-10-40 — 3:00 PM

Plaintiff files herewith an itemized statement of account between the plaintiff and the defendant, verified by the affidavit of a competent witness taken before and certified by a notary public having authority to take and certify affidavits.

Filed June 4, 1940
R. S. Duck, Clerk

LLOYD A. MAGNEY
ATTORNEY AT LAW
FOLEY, ALABAMA

Received in Sheriff's
office this 4th day of June 1940
W. R. Stuart, Sheriff

Executed June 10th 1940
by serving copy of within Summons and
Complaint on

O. Givens

W. R. Stuart Sheriff

By R. A. York Deputy Sheriff

The State of Alabama,
Baldwin County

S. D. Page No. _____

CIRCUIT COURT

Case No. 590

Fall Term, 1940

To Any Sheriff of the State of Alabama, GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

Louis Grotzell Bud S. King
(Seminole)

if to be found in your County, at the instance of the Defendant
to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof,
by 8:30 o'clock of the forenoon, on the 10 day of September 1940, and from day to
day and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain
cause pending, wherein Sherrill Oil Co. Plaintiff
and O. Lewis Defendant.

Herein fail not, and have you then and there this Writ.

Given under my hand and seal, this 7 day of Sept 1940

R. S. Dyer

CLERK.

Received in office this _____ day of _____

Received in Sheriff's Office
this 7 day of Sept, 1940
W. R. STUART, Sheriff

SHERIFF

I have executed this writ

9/9/40

For Fritwell
Bond Shurey

SHERIFF

W R Stuart
By M. B. Hamilton

ORIGINAL

No. 598

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THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Shorill Oil Co.,

Plaintiff

VS.

O. Shivers

Defendant

CIVIL SUBPOENA

Issued this _____ day of _____

193 _____

Clerk.

The State of Alabama,
Baldwin County

S. D. Page No. _____

CIRCUIT COURT

Case No. 590

Fall

Term, 1940

To Any Sheriff of the State of Alabama, GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

Bud Merchants

Lee Smith, T. E. Diners,
(Seminole)

if to be found in your County, at the instance of the

Dependant

to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof,

by 8:30 o'clock of the forenoon, on the 16 day of September 1940, and from day to

day and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain

cause pending, wherein Sherrill Oil Co. Plaintiff

and O. Diners Defendant.

Herein fail not, and have you then and there this Writ.

Given under my hand and seal, this 4 day of Sept. 1940.

R. S. Duchs

CLERK.

Received in office this 9/4/40 day of

193

W R Stuart

SHERIFF

I have executed this writ by serving
copy of the within
subpoena on Lee
Smith, F. E. Livens
and Bud Merchant
this the 5th day of
September 1940

W. R. Stuart

SHERIFF

B. J. O. Whitley
Ch. Highway Patrol

ORIGINAL

No. 590

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THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Sherrill Oil Co.,

Plaintiff

VS.

O. Givens

Defendant

CIVIL SUBPOENA

Issued this _____ day of

193

Clerk.

The State of Alabama, {
Baldwin County

S. D. Page No. _____

Case No. 590

CIRCUIT COURT

SPRING, 1941

Term, 193_____

To Any Sheriff of the State of Alabama, GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Lee Smith, T. E. Givens, Bud Merchant,

Lewis Fretwell, Bud Shirey

if to be found in your County, at the instance of the defendant

to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof,

by 8:30 o'clock of the forenoon, on the 16th day of April, 1941, 193_____, and from day to

day and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain

cause pending, wherein Sherrill Oil Company, a corp., Plaintiff

and O. Givens, Defendant.

Herein fail not, and have you then and there this Writ.

Given under my hand and seal, this 27th day of March, 1941, 193_____

R. L. Duck

CLERK.

Received in office this

27

day of

March

1941

W.R. Stuart

SHERIFF

I have executed this writ

Lee Smith

T. E. Givins

Bud Merchant. R.

Louis Tretwell.

Bud Shirey

16

12

65

13

130

65

780

W.R. Stuart

B. Whitby Kneen

SHERIFF

ORIGINAL

No. 590

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THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Sherrill Oil Company, a corp.,

Plaintiff

VS.

O. GIVENS,

Defendant

CIVIL SUBPOENA

Issued this 27th day of

March, 1941

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Clerk.