

H. W. GREIS, as Trustee in
Bankruptcy for DEMP ROCK OIL
CORPORATION, a Corporation,
Plaintiff,

vs.

HOBART J. EDMONDS,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW.

MOTION TO RE-INSTATE CAUSE

Comes Now the Plaintiff in the above-styled cause, through his attorney, T. K. Jackson, Jr., and moves the Court to set aside the Non-Suit heretofore taken in said cause, and to re-instate said cause on the docket, and represents unto the Court as grounds therefor:

1. That he is one of the attorneys of record in said cause, for the Plaintiff herein and had understood upon inquiry that on the date set down for the trial of this cause, the Court would not convene until nine o'clock, A. M.; and that, relying on such information, he did not arrive at the Courthouse, until nine o'clock, A. M., on said date; and upon so arriving, found that the case had been non-suited because adverse rulings on the evidence, which particular subject had been studied and prepared by the said T. K. Jackson, Jr., and was to be argued and presented to the Court by him at the trial; and the said T. K. Jackson, Jr., further represents unto the Court that his client has been unjustly prejudiced by reason of said non-suit and said misunderstanding of the hour of convening of the Court; and he therefore respectfully moves the Court to set aside said non-suit and to re-instate said cause on the docket.

T. K. Jackson, Jr.
Attorney for the Plaintiff.

Sworn to and subscribed before me this 12th day of September, 1940.

Notary Public, Baldwin County, Ala.

H.N. OWLS, as Trustee
in Bankruptcy for Deep
Rock Oil Corporation, a
Corporation, Plaintiff,

vs.

HOWARD J. EDMONDS,
Defendant.

MOTION TO RE-INSTATE CASE.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Filed in office this

11th day of September, 1940.
R. S. Butler
Clerk.

H. N. GREIS, as Trustee in
Bankruptcy for DEEP ROCK OIL
CORPORATION, a Corporation,

Plaintiff,

VS.

HOBART J. EDMONDS,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

And now comes the Defendant and demurs to the Plaintiff's com-
plaint and for grounds thereof says:

1. That said complaint does not state a cause of action.
2. That said complaint does not allege any sale of goods by
the Plaintiff to the Defendant.
3. That said complaint states no contract existing between the
Plaintiff and the Defendant.

Barbara J. Edmonds

Attorneys for Defendant.

Defendant demands a trial by Jury.

Barbara J. Edmonds

Attorneys for Defendant.

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DEMURRERS

H. N. GREIS, as Trustee,
in Bankruptcy for DEEP
ROCK OIL CORPORATION, a
Corporation,

Plaintiff,

VS.

HOBART J. EDMONDS,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

Filed Oct. 27, 1939
R.S. Duck, Register-Clerk

Plaintiff,

VS.

Defendant.

BALDWIN COUNTY, ALABAMA,

AT LAW.

That the facts therein alleged are untrue.

By: John Hall
Attorneys for Defendant.

RECORDED

ANSWER:

H. N. GREIS,
Plaintiff,

VS.

HOBART J. EDMONDS,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
AT LAW.

*Filed August 23, 1940
R.S. Dorch, Clerk*

H. N. GREIS, as Trustee
in Bankruptcy for DEEP
ROCK OIL CORPORATION, a
Corporation,

Plaintiff,

VS.

HOBART J. EDMONDS,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

And now comes Hubert M. Hall, as Attorney for the Defendant in the above styled cause, and for answer in and to the Plaintiff's motion to reinstate the cause on the docket says:

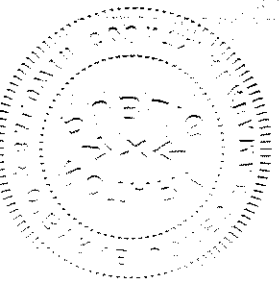
That this cause was filed in the Circuit Court of Baldwin County, Alabama, on September 16th, 1939; that demurrers to the cause were filed on October 27th, 1939; that the cause was continued by the Plaintiff at the Spring Term of the Court; that at the pleading day, held in August, 1940, on to-wit, August 21st, 1940, the Plaintiff, acting by and through his attorney of record, Mr. Leslie Hall, appeared and argued the demurrers; that Mr. T. K. Jackson, Jr. did not at any time appear in person as attorney for the Plaintiff, but left all pleadings to Mr. Hall; that an answer was filed for the Defendant on August 22nd, 1940; that the said cause was regularly set for trial on Wednesday, September 11th, 1940; that when the case was called for trial, Mr. Leslie Hall appeared for the Plaintiff and announced ready for trial; that a jury was duly impaneled for the trial of the cause, in which the said attorney took part, and that after both sides had made a statement of their respective pleadings to the jury, the Plaintiff, through the said attorney, attempted to introduce an itemized and verified statement of the account and the objections of the attorney for the Defendant being sustained, the Plaintiff, acting by and through Mr. Leslie Hall, the attorney who had appeared in all the proceedings, took a non-suit with bill of exceptions because of the adverse ruling of the Court on the evidence; that the said T. K. Jackson, Jr., as attorney for the Plaintiff, called on Monday, September 9th, 1940, and was advised by the Defendant's attorney that the Defendant would contest the case when it was regularly called on the following Wednesday.

BEEBE & HALL,

By Hubert M. Hall
Attorneys for the Defendant.

Sworn to and subscribed before me
this 16th day of September, 1940.

W. Eugene Jones
Notary Public, Baldwin County, Ala.



RECORDED

ANSWER TO MOTION FOR
RECORDED
INSTATE THE CAUSE ON
THE DOCKET:

H. N. GREIS, as Trustee
in Bankruptcy for DEEP
ROCK OIL CORPORATION, a
Corporation,

Plaintiff,

VS.

HOBART J. EDMONDS,

Defendant,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

Filed September 31, 1940
R. S. Smith, Clerk

THE STATE OF ALABAMA,
Baldwin County.

No. 539

CIRCUIT COURT

September 193 9

To Any Sheriff of the State of Alabama :

You are hereby commanded to summon , HOBART J. EDMONDS

to appear and plead, answer or demur, within thirty day from the service hereof, to the Complaint filed in
the Circuit Court of Baldwin County, State of Alabama at Bay Minette, Ala., against

HOBART J. EDMONDS, Defendant by E. N. GREIS, AS TRUSTEE IN BANK-
RUPTCY FOR DEEP ROCK OIL CORPORATION, a Corporation,

Plaintiff

Witness my hand this 16th day of September 193 9

By: R. S. Dyck Clerk.
Deputy Clerk

COMPLAINT

Plaintiff versus

The Plaintiff claims of the Defendant

Dollars, due by

Plaintiff's Attorney.

H. N. GREIS, as Trustee
in Bankruptcy for DEEP
ROCK OIL CORPORATION, a
corporation,

Plaintiff,

versus -

HOBART J. EDMONDS,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

NO.

Plaintiff claims of Defendant the sum of Five Hundred
Fifty-One and Forty-One One Hundredths Dollars (\$551.41),
together with interest thereon, for merchandise had and
received of Plaintiff by the Defendant, and Plaintiff
files herewith his verified statement of account, which
is attached hereto and made a part hereof, and plaintiff
says that said sum of Five Hundred Fifty-One and Forty-
One One Hundredths Dollars (\$551.41), with interest there-
on, is due and is unpaid and is the property of the plain-
tiff. WHEREFORE, Plaintiff sues.


Attorneys for Plaintiff

Defendant's homestead is at White Avenue and Freedom
Street, Fairhope, or he may be found at his farm about
one-half mile southeast of Tunstall Nursery near Daphne.

STATE OF WISCONSIN)
)
COUNTY OF MILWAUKEE)

Personally appeared before me, a Notary Public in and for said State and County, the undersigned, H. H. Precious, who is known to me and by me known to be Credit Manager for the Trustee in Bankruptcy for the Deep Rock Oil Corporation, and having been duly sworn the said H. H. Precious, Credit Manager for the Trustee for said Corporation, on oath, deposes and says that he has personal knowledge that the attached itemized statement of account, which is made a part hereof, between Hobart J. Edmonds and H. N. Greis, as Trustee for Deep Rock Oil Corporation, is true and correct, and that after all lawful credits and set-offs have been allowed the said Hobart J. Edmonds, said account aggregates the sum of Five Hundred Fifty-one Dollars and forty-one cents (\$551.41); and deponent further says that said sum of Five Hundred Fifty-one Dollars and forty-one cents (\$551.41) is due and is unpaid and is the property of the said H. N. Greis, as Trustee for Deep Rock Oil Corporation.



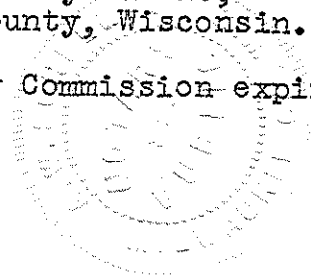
For H. N. Greis as Trustee
for Deep Rock Oil Corporation.

Subscribed and sworn to before
me this 27th day of July, 1939.



Notary Public,
County, Wisconsin.

My Commission expires February 15th, 1942.



HOBART J. EDMONDS,

in account with

H. N. GREIS, as

Trustee in Bankruptcy for

DEEP ROCK OIL CORPORATION,

Debtor.

DATE	REFERENCE	CHARGES	CREDITS	BALANCE
1937				
1/ 1	1499-38	\$ 2.21		
1/10	1499-39	2.33		
1/10	1499-41	2.01		
1/26	1498-71	1.01		
2/ 9	496-93		7.56	
2/ 2	1901-03	3.02		
2/ 3	1901-08	2.01		
2/ 4	1901-10	3.02		
2/ 4	1901-13	2.61		
2/ 4	1901-15	1.54		
2/ 5	1901-18	1.81		
2/ 5	1901-19	2.96		
2/ 5	1901-21	1.41		
2/ 5	1901-22	2.41		
2/ 6	1901-24	1.81		
2/ 7	1901-29	4.25		
2/ 8	1901-30	2.53		
2/ 9	1901-32	1.41		
2/ 9	1901-37	1.81		
2/ 8	1901-39	2.71		
2/ 9	1901-40	.80		
2/10	1901-43	2.41		
2/10	1901-44	2.61		
2/10	1901-45	2.91		
2/10	1901-49	1.01		
2/11	2209-01	2.61		
2/11	2209-02	1.01		
2/11	2209-04	2.44		
2/11	2209-05	2.21		
2/11	2209-07	1.21		
2/12	2209-09	2.41		
2/12	2206-01	3.83		
2/12	2206-02	1.73		
2/13	2206-03	4.22		
2/13	2206-04	3.28		
2/14	2206-05	4.91		
2/14	2206-06	1.00		
2/15	2206-07	3.81		
2/16	2206-08	1.01		
2/12	2209-10	2.23		
2/12	2209-12	1.01		
2/13	2209-13	1.01		
2/19	2209-19	2.86		
2/16	2209-23	1.01		
2/17	2209-24	2.14		
2/18	2209-32	2.45		
2/18	2209-33	1.69		
2/19	2209-35	3.32		
2/19	2209-36	2.24		
2/20	2209-40	2.65		
2/23	2209-46	1.63		
2/24	1760-51	2.65		
2/24	1760-53	1.43		
2/25	1760-54	3.14		
2/25	1760-55	2.86		

DATE	REFERENCE	CHARGES	CREDITS	BALANCE
			<u>BAL. BROT. FORWARD</u>	
2/26	1760-59	\$ 3.06		
2/26	1760-60	2.79		
3/ 1	1760-65	2.65		
3/ 1	1760-69	3.52		
3/ 1	1760-70	2.50		
3/ 2	1760-75	2.96		
3/ 3	1760-78	3.37		
3/ 3	1760-81	2.45		
3/ 4	1760-85	2.86		
3/ 4	1760-83	3.53		
3/ 5	1760-88	2.86		
3/ 5	1760-91	2.91		
3/ 6	1760-93	2.34		
3/ 6	1760-95	3.26		
3/ 8	2205-57	3.43		
3/ 9	2205-58	2.64		
3/ 9	2205-62	3.31		
3/12	2005-68	1.62		
3/10	2205-65	2.86		
3/11	2205-71	2.86		
3/17	1184-68		97.11	
4/10	1760-01	2.34		
4/11	1760-03	2.21		
4/12	1760-04	2.36		
4/14	1760-05	1.74		
4/14	1760-06	2.15		
4/15	1760-08	2.20		
4/15	1760-07	2.13		
4/15	1760-09	1.63		
4/16	1760-11	1.43		
4/16	1760-10	1.84		
4/18	2206-44	2.60		
4/20	2206-47	1.02		
4/26	1760-27	1.02		
4/27	1760-32	1.43		
4/28	1760-36	2.30		
5/ 1	1760-44	2.65		
5/ 3	2204-54	3.06		
5/ 3	2204-55	2.04		
5/ 4	2204-60	1.63		
5/ 5	2204-66	2.24		
5/ 6	2204-69	1.02		
5/ 6	2204-67	2.65		
5/ 7	2204-72	1.22		
5/ 8	2204-74	2.04		
5/ 9	2204-80	2.52		
5/10	2204-82	2.91		
5/13	2204-97	2.50		
5/13	2205-00	1.02		
5/15	2205-04	1.02		
5/16	2205-06	1.43		
5/16	2205-07	1.02		
5/17	2205-08	2.19		
5/19	2205-22	2.45		
5/21	2205-31	1.43		
5/22	2205-35	4.91		
5/23	2205-38	1.02		
5/25	2205-45	2.50		
5/29	2191-10	1.58		
5/30	2191-13	2.04		
5/31	2191-16	2.10		
6	JE010-00		43.82	
7/21	1500-67	1.00		
10/24	680-75	2.52		

DATE	REFERENCE	CHARGES	CREDITS	BALANCE
1937				
4/12	2206-25	\$ 2.53		
4/17	2206-38	2.04		
4/22	1760-16	1.75		
4/22	1760-22	1.02		
4/24	1760-20	2.04		
5/ 1	1760-47	1.02		
5/17	2205-14	1.02		
5/10	2204-84	1.02		
5/12	2204-91	1.02		
5/19	2205-18	1.02		
5/21	2205-27	1.02		
5/25	2205-48	1.02		
5/27	2191-04	1.02		
5/31	2191-15	.65		
6/ 4	1291-29	2.29		
6/15	2207-70	2.22		
6/16	2207-74	1.99		
6/18	2207-79	1.00		
6/19	2207-83	1.79		
6/ 7	2191-39	2.04		
6/ 7	2191-41	1.89		
6/ 9	2191-45	4.31		
6/ 9	2191-49	2.44		
6/ 9	2191-48	1.63		
6/10	2207-52	2.39		
6/10	2207-51	1.59		
6/11	2207-56	3.60		
6/11	2207-57	1.85		
6/12	2207-61	3.18		
6/12	2207-59	1.21		
6/13	2207-63	1.99		
6/21	2207-87	3.03		
6/25	2210-54	2.43		
6/25	2210-53	.60		
6/25	2210-52	4.90		
6/27	2210-62	3.90		
6/27	2210-61	2.19		
6/27	2210-60	2.65		
6/23	2207-91	2.25		
7/10	2210-95	1.54		
7/14	2207-06	1.79		
7/14	2207-07	2.65		
7/15	2207-10	3.90		
7/15	2207-14	2.25		
7/17	2207-15	1.91		
7/18	2207-17	1.00		
7/31	534-38		77.55	
7/21	2207-26	2.19		
7/27	1933-06	64.73		
7/28	1933-09	9.23		
7/22	2207-32	1.39		
7/25	2207-37	1.19		
7/27	2207-49	1.51		
7/27	2207-41	2.99		
8/ 2	1500-69	1.00		
8/ 4	1500-75	1.00		
8/ 5	1500-77	1.00		
8/ 6	1500-79	1.00		
8/ 6	1500-81	5.35		
8/ 8	1500-85	1.79		
8/ 9	1500-90	3.15		
8/ 6	1500-87	1.00		
8/11	1500-96	2.45		
8/13	2745-05	1.00		
8/13	2745-07	2.91		
8/13	2745-06	1.79		
8/16	2745-18	1.99		

DATE	REFERENCE	CHARGES	CREDITS	BALANCE
8/18	1935-51	\$46.63		
8/17	2745-22	1.89		
8/18	2745-26	1.99		
8/20	2745-31	1.00		
8/25	1933-66	8.33		
8/30	1933-79	46.63		
8/30	2926-13	.90		
8/29	2926-11	1.59		
8/24	2926-42	1.00		
8/23	2745-38	2.69		
8/26	2745-48	1.99		
8/25	2745-46	1.99		
8/24	2745-45	4.09		
8/27	2926-04	1.79		
8/26	2745-50	1.99		
8/26	2745-49	.78		
8/27	2926-05	1.99		
8/27	2926-18	1.59		
8/31	2926-22	1.00		
9/ 2	535-44		100.00	
9/ 1	1933-84	3.14		
9/ 7	1933-94	73.06		
9/ 3	2926-28	2.25		
9/ 5	2926-34	1.59		
9/ 7	2926-38	1.19		
9/ 9	2926-41	1.00		
9/11	2741-52	1.99		
9/17	1934-20	55.68		
9/15	2741-57	1.00		
9/16	2741-60	3.05		
9/16	2741-61	1.45		
9/17	2741-65	1.71		
9/17	2741-64	2.39		
9/17	2741-63	1.79		
9/18	2741-70	1.59		
9/19	2741-73	1.50		
9/20	2741-77	2.75		
9/21	2741-81	1.39		
9/21	2741-84	2.12		
9/27	2741-89	1.74		
9/28	2741-95	1.59		
9/28	2741-96	1.00		
10/ 1	2680-53	1.59		
10/ 3	2680-56	1.59		
10/ 4	2680-58	1.99		
10/ 1	1934-59	64.73		
10/11	1934-76	10.78		
10/13	1934-85	31.80		
10/10	680-60	2.39		
11	JE001-15	3.00		\$ 551.41

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
No. 839

RECORDED 8-388

H. N. GREIS, as Trustee
in Bankruptcy for DEEP
ROCK OIL CORPORATION, a
corporation,

Plaintiff,

versus -

HOBART J. EDMONDS,

Defendant.

Filed Sept. 16, 1939.
R. S. DUCK
clerk, register

By *Amelia Thompson*
Deputy

COMPLAINT

Armbrecht, Ingo, Twitty
& Jackson, Attorneys for
Plaintiff.

Executed this
the 21st day of
September 1939
by serving a copy
of the within
summons & Complaint
on Hobart J. Edmonds.

W. H. Stuart
Sheriff

By
A. J. Pruitt
D-5
B. 7/6