

The State of Alabama, {
Baldwin County

Circuit Court, November, Term, 1942

~~Merchants Fertilizer and Phosphate Company, a Corporation.~~

PLAINTIFF.

Vs.

George F Oglesby.

DEFENDANT.

I, R S Duck, Clerk of the Circuit Court of Baldwin County,

Alabama, do hereby certify that on the 2nd, day of November, 1942,

a Judgment was rendered by said Court in the above stated cause, wherein

~~Merchant Fertilize and Phosphate, Company.~~

was Plaintiff and George F Oglesby.

was Defendant, in

favor of the said Plaintiff and against the said Defendant for the sum of

~~Four Hundred Fourteen and 12/100.~~ DOLLARS,

and for the sum of Sixteen and 65/100. DOLLARS,

the costs in said suit and that H E Smith.

are the Attorneys of record for the Plaintiff
in said cause.

Witness my hand this 7th day of November, 1942,

Clerk, Circuit Court, Baldwin County, Alabama.

The State Of Alabama,

CIRCUIT COURT

County.

\$20.

Nov.

Term, 19. 2

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETING:

You are Hereby Commanded, That of the goods and chattels, lands and tenements of

George F Oglesby.

Defendant.

you cause to be made the sum of Four Hundred fourteen and 12/100..... DOLLARS,which Merchants and Phosphate Company. Plaintiff,recovered of him.on the 2nd day of November, 1942, by the Judgment of our Circuit Court held for the County of

besides the sum of _____ Dollars

costs of suit, and have the same to render to the said Merchants Fert. and Phosphate Co on the return of this Writ and the execution thereof, according to law.

Interest from _____, 19____, to _____, 19____.

Witness, my hand this 1 4th day of Nov., 1942

Clerk.

CLERK'S FEES	Amount	SHERIFF'S FEES	Amount
Issuing Summons and Complaint.....	\$1.25	Serving and Returning Summons.....	\$1.50
Issuing copies of same.....	.30	Serving and Returning Writs.....	1.30
Issuing Branch Summons & Complaint.....	1.25	Serving & Returning Subpoenas for Wit.	.65
Issuing copies of same.....	.30	Levyng Attachment.....	3.00
Entering Sheriff's Return or copy of above.....	.20	Entering and Returning Attachment.....	.25
Docketing Cause.....	.25	Summoning and Returning Garnishee.....	1.50
Entering Appearances.....	.20	Serving & Returning Sci. Fas. Notices.....	1.50
Filing Pleas Demurrers.....	.10	Impaneling Jury.....	.75
..... Affidavits, Certified.....	.25	Collecting Cost, Execution.....	1.50
..... Commissions to take Depositions.....	.75	Taking and Aproving Replevin Bonds.....	1.00
..... copies of Innterrogatories.....		 Claim Bonds.....	1.00
..... Notices of Filing Interrogatories.....	.50	 Garnishment Bonds.....	.75
Filing Packages of Depositions.....	.10	 Forthcoming Bonds.....	1.00
Inclosing Packages of Depositions.....	.10	 Bail Bonds.....	1.00
..... Orders in Court.....	.30	 Detinue Bond.....	1.00
..... Continuances.....	.10	Writ of Possession.....	5.00
Issuing Subpoenas for Witnesses.....	.30	Making Deed.....	5.00
Trial and Incidents.....	.75	Collecting Money on Execution.....	
Entering Judgment.....	.30	Writ of Restriction.....	2.00
Issuing Execution.....	.50	Sheriff's Commissions.....	
Entering Sheriff's Return of Execution.....	.20	Sheriff's Deed.....	
Issuing Certiorari, Sci. Fas.....	.75	Seizing Personal Property in Detinue.....	3.00
Filing Certiorari, etc.....	.15	Former Sheriff's Fees.....	
Issuing Notices.....	.75	TOTAL SHERIFF'S FEES.....	1 50
Issuing copies of same.....	.50	WAIVER..... NO WAIVER.....	
Taking Bonds.....	.75	Recapitulation.....	
Filing Bonds.....	.10	Judgment for <u>Pltf.</u> for.....	414 12.
Issuing Attachment Writ & taking Bond.....	1.00	Interest from.....	
Filing Attachments.....	.10	Damages.....	
..... Summons of Garnishee.....	.50	Clerk's Fees.....	7 15
Swearing and Ent. Answer of Garnishee.....		Sheriff's Fees.....	1 50
Complete Record, 15c per 100 words.....	1 50	Justice of Peace Fees.....	
Transcript to Supreme Court.....		Witness Fees in Justice of Peace Court.....	
Certificate of Appeal to Supreme Court.....	.75	Constable's Fees.....	
..... Notices of Appeal.....	.75	Commissioner's Fees.....	
..... Appeal Bond.....	.75	Commissioner's Residence.....	
Certificate of Judgment.....	.50	Printer's Fees.....	
..... Witness Certificates.....	.25	Garnishee's Fees.....	
		Witness Fees in Circuit Court.....	
		Former Clerk's Fees <u>Steno.</u>	5 00.
		Trial Tax.....	3 3 00
TOTAL CLERK'S FEES.....		TOTAL FEE <u>Cost only 16 65.</u>	4 3 0 77

Merchants Fertilizer &
Phosphate Company,
a Corporation
Plaintiff

Geo F Oglesby

In the Circuit
Court of Baltimore
Co. Md
at Law

And now comes the defendant
and answers his plea heretofore
filed in this case by adding plea
2 & 3 as follows:

- 2: Said account is barred by
the Statute of Limitations of 3 years -
- 3: That the account sued on was paid before the Commission of the said
George K. Hall
Atty for Def

MERCHANTS FERTILIZER &
PHOSPHATE COMPANY, a
Corporation,

Plaintiff,

VS.

GEO. F. OGLESBY,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW.

And now comes the Defendant and for answer to the Bill of Complaint
in this cause, and to each count and allegation therein contained, separately
and severally says:

FIRST: That the facts therein alleged are untrue.

BEEBE & HALL,

By: [Signature]
Attorneys for Defendant.

Defendant demands a trial by Jury.

BEEBE & HALL,

By: [Signature]
Attorneys for Defendant.

RECORDED

ANSWER:

MERCHANTS FERTILIZER &
PHOSPHATE COMPANY, a
Corporation,

Plaintiff,

VS.

GEO. F. OGLESBY,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

Filed Dec 9, 1940

R.B. Duck,

Clerk

(Original)

SUMMONS

STATE OF ALABAMA IN THE CIRCUIT COURT
 : LAW SIDE.
BALDWIN COUNTY : No. _____.

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon GEO. F. OGLESBY to appear within thirty days from the service of this Writ, in the Circuit Court of Baldwin County, Alabama, at the place of holding the same, then and there to answer to the Complaint of MERCHANTS FERTILIZER & PHOSPHATE COMPANY, a Corporation.

Witness my hand this 7th day of November, 1940.

R. S. Dorch
Clerk of the Circuit Court,

by Hubert Thompson
as Deputy Clerk.

COMPLAINT

MERCHANTS FERTILIZER & PHOSPHATE COMPANY, a Corporation,	:	IN THE CIRCUIT COURT OF
Plaintiff,	:	BALDWIN COUNTY, ALABAMA
	:	
vs.	:	AT LAW
	:	
GEO. F. OGLESBY,	:	No. <u>620</u>
Defendant.	:	

Count One

The Plaintiff claims of the Defendant the sum of Three Hundred Thirty Nine and 76/100 Dollars (\$339.76) due from him by ACCOUNT on, to-wit: February 21, 1939, which sum of money, together with interest thereon from, to-wit: February 21, 1939, is still due and unpaid; and the Plaintiff further alleges that a verified, itemized statement of said account is hereunto attached and is, by reference, made a part of this Complaint, and that the said verified, itemized statement of account will be used as evidence against the said Defendant;

And the Plaintiff further alleges that it, the said Plaintiff, is a Corporation which, at the time said account was made and continuously since that time and at the time of filing of this suit, was, had been, and is duly qualified to transact business in the State of Alabama in accordance with the statutes of said State of Alabama prescribing the conditions on which a foreign corporation might do business therein.

Count Two

The Plaintiff claims of the Defendant the sum of Three Hundred Thirty Nine and 76/100 Dollars (\$339.76) due from him by ACCOUNT STATED between the Plaintiff and the Defendant on, to-wit: the 21st day of February, 1939, which sum of money, together with interest thereon from, to-wit: February 21, 1939, is still due and unpaid;

And the Plaintiff further alleges that it, the said Plaintiff, is a Corporation which, at the time said account was made and continuously since that time and at the time of filing of this suit, was, had been, and is duly qualified to transact business in the State of Alabama in accordance with the statutes of said State of Alabama prescribing the conditions on which a foreign corporation might do business therein.

Hubert Thompson
Attorney for the Plaintiff.

February 21, 1939 19

IN ACCOUNT WITH

MERCHANTS FERTILIZER & PHOSPHATE CO.

POST OFFICE BOX 1333

PENSACOLA, FLORIDA

Geo. F. OglesbyBell Fountain, Alabama

#40400

9.00	Tons	4-10-7	Fert.,	in	100#	Burlap	Bags	@	28.02	\$ 252.18
.50	"	0-12-4	"	"	"	"	"	@	19.10	9.55
1.00	"	4-8-4	"	"	"	"	"	@	24.94	24.94
.40	"	6-8-4	"	"	"	"	"	@	29.06	11.62
1.20	"	Nitrate of Soda	"	"	"	"	"	@	34.56	41.47
Total										\$ 339.76

STATE OF FLORIDA

COUNTY OF ESCAMBIA

VERIFICATION OF ACCOUNT

Before me, Malcolm C. Brown, a

Notary Public in and for said County in said State, personally appeared M. J. Clement, known to me, who, being by me first duly and legally sworn to tell the truth and nothing but the truth, deposes and says:

"That he is President for the Merchants Fertilizer & Phosphate Company, a Corporation; that as such officer, he has personal knowledge of the accounts and records of such company; that he has personal knowledge of the correctness of the annexed statement of the account of said firm against Geo. F. Oglesby; that the annexed statement of said account is just, true, and correct; that there is now due on said account the sum of Three Hundred Thirty Nine and 76/100 Dollars (\$339.76), together with interest thereon; that the said sum is the correct amount now due on said account after deducting and allowing all credits, set-offs, and counter-claims; and that the said account, together with interest thereon, is still due and unpaid."

M. J. Clement

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

Malcolm C. Brown
Notary Public, Escambia County, Florida

NOTARY PUBLIC, STATE OF FLORIDA, AT LARGE
MY COMMISSION EXPIRES SEPTEMBER 9, 1943

also the juror find for the
Plaintiff to the amount of \$414.¹²
Plus 6 per cent interest from
Feb. 21. 1939 to Oct 2. 1942

Perry A. Taylor

Law Side, No. 620
(Original) **RECORDED**

MERCHANTS FERTILIZER &
PHOSPHATE COMPANY, a
Corporation, Plaintiff,

vs.

GEO. F. OGLESBY,
Defendant.

(Same as Fred Oglesby)

Summons
and
BILL OF COMPLAINT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Filed in office this 7th
day of November, 1940.

R. S. Duch
Clerk of Circuit Court,

by Walter Thompson
as Deputy Clerk.

LESLIE HALL.
ATTORNEY AT LAW

Received in Sheriff's Office
this 8 day of Nov., 1940
W. R. STUART, Sheriff

Executed this 13 day of Nov., 1940

By *Submitting a copy of within*
Bill of Complaint on

Geo. F. Oglesby

W. R. Stuart
Sheriff
Peter Morris
D. P.

620

Muscogee Fla
Nov. 21 - 1938

Mr. M. J. Clement

Dear Sir

Your letter to hand some few days
past in regards to Hut account
I explained to Bob. My situation
and will not be able to take care
of this account now as I never
made any money during this past
season. I related to Bob. that I
will have to have some backing for
Huts in B.G. so I can make another
try at making some money. And I
would like to know if I can expect
this from you on top of the account
I all ready owe you. Will come to
town some time soon as I can and
talk things over with you in the meantime etc.

Bellefontaine Ala.
April 18- 1938
Merchants Sub. Bk
Pensacola Fla

Dear Sir
please let A. A. Truitt have
\$100 # 6-8-4. And chg to my
accounts. Thanks yours
Geo. W. Oglesby

#40000
R

FACTORY COPY

Merchants Fertilizer & Phosphate Company of Pensacola, Inc.
PENSACOLA, FLORIDA

Nº 40400

Date 4/18/38

In Account with Geo E Ogdenby - (Bill Jountai - 3H)
At Robert Dah Salas County _____
Deliver to A G Insure
Via Truck

No. of Bags		BRANDS	TONS		Analysis			
100-lb.	200-lb.							
<u>8</u>		"MERCO" <u>Red Iron Ore</u>	<u>40</u>	<u>6</u>	<u>8</u>	<u>4</u>		
		"MERCO" <u>10/1</u>						
		"MERCO"						
		"MERCO"						

4/18/38

FACTORY COPY

Merchants Fertilizer & Phosphate Company of Pensacola, Inc.
PENSACOLA, FLORIDA

Nº 36598

Date 3/5/38

In Account with

At

County

Deliver to

Via

No. of Bags

100-lb.

200-lb.

BRANDS

TONS

Analysis

<u>20</u>		"MERCO" <u>Wet Sulfur</u>	<u>1</u>	<u>20</u>	<u>16</u>	<u>0</u>	<u>0</u>
		"MERCO"					
		"MERCO"					
		"MERCO"					

FACTORY COPY

Merchants Fertilizer & Phosphate Company of Pensacola, Inc.
PENSACOLA, FLORIDA

Nº 35378

Date 7-11-38

In Account with G. J. Oglesby (Bell Station Farm)

At Robert Dale Allen

County _____

Deliver to Same

Via your truck

No. of Bags		BRANDS	TONS		Analysis		
100-lb.	200-lb.						
60		"MERCO" <u>1. Pretty Much</u>	3	-	4	10	7
		"MERCO" <u>Alps</u>					
		"MERCO" <u>St. Andrew</u>					
		"MERCO" <u>St. Andrew</u>					

8/12/38

FACTORY COPY

Merchants Fertilizer & Phosphate Company of Pensacola, Inc.
PENSACOLA, FLORIDA

No 34092

Date Jan. 7, 1938.

In Account with *Bill Fountain Barnes Lione*
At *Bill Fountain, Ala* County _____
Deliver to *S. J. Ophoby*
Via *W. S. Smith*

No. of Bags		BRANDS	TONS		Analysis		
100-lb.	200-lb.						
20		"MERCO" <i>Red Snows</i>	1	-	4	5	4
40		"MERCO" <i>7 Potash</i>	2	-	4	10	7
		"MERCO"					
		"MERCO" <i>Bush</i>					

1/9/38
Chas. H. H. H.

FACTORY COPY

Merchants Fertilizer & Phosphate Company of Pensacola, Inc.
PENSACOLA, FLORIDA

No 34456

Date

Jan 77, 1938

In Account with

At

Deliver to

Via

G. O. J. Oglesby

Bill Hunter also

Same

His Truck

County

No. of Bags		BRANDS	TONS		Analysis		
100-lb.	200-lb.						
<i>60</i>		"MERCO" #1 Potash makes	<i>3</i>	<i>-</i>	<i>4</i>	<i>10</i>	<i>7</i>
		"MERCO"					
		"MERCO" <i>Burlap Bags</i>					
		"MERCO"					

Gill Ptg. & Sta. Co., Mobile

Bills

1/27/38

Wm. O. J. Oglesby

FACTORY COPY

Merchants Fertilizer & Phosphate Company of Pensacola, Inc.
PENSACOLA, FLORIDA

Nº 38815

Date 3/28/38

In Account with

At

Deliver to

Via

Geo. J. Ogilby (Bell Mountain, N.C.)
Robertsdale, Ala. County
A. G. Lawin
His Trust

No. of Bags		BRANDS	TONS		Analysis		
100-lb.	200-lb.						
<u>10</u>		"MERCO" #1 Potash Nails		<u>50</u>	<u>10</u>	<u>7</u>	
<u>10</u>		"MERCO" Special		<u>50</u>	<u>0</u>	<u>12</u>	<u>4</u>
		"MERCO" Potash					
		"MERCO"					

3/28/38

FACTORY COPY

Merchants Fertilizer & Phosphate Company of Pensacola, Inc.
PENSACOLA, FLORIDA

Nº 37910

Date 3/15/38

In Account with Geo J Oglesby - (Ball 77 Union)

At Robert's Lake Fla County _____

Deliver to A A Swin

Via His Truck

3/18/38

No. of Bags		BRANDS	TONS		Analysis		
100-lb.	200-lb.						
✓ 10		"MERCO" #1 <i>Plate Makers</i>		50	4	10	7
		"MERCO" <i>Polyp</i>					
		"MERCO"					
		"MERCO"					
		<i>A A Swin</i>					

Billingtons Ala.
March 18-1936
Merchants Art - who
Pensacola Fla
please let A. A. Swain
have 10-100 lbs sacks
4-10-7- and chg to my
Account. Thanks
yours Geo. F. Ogleby.

#37910

Q
E

1
Bellfontaine, Ala
March 28-1938
Merchants Trust Co

Dear Sir

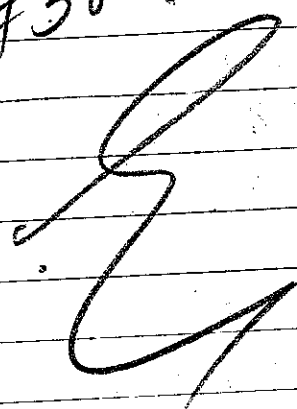
please let A. A. Inwire have

10- 100 pound share 4- 10- 7.

10- 100 " " 12- 0- 4

and charge to my account yours

Geo. F. Ogilby

#38815


FACTORY COPY

Merchants Fertilizer & Phosphate Company of Pensacola,

PENSACOLA, FLORIDA

Nº 41273

Date 5/10/38

In Account with Geo J Oglesby (Bill 332)

At Roberto del Rio County

Deliver to Same

Via Geo Truck

No. of Bags		BRANDS	TONS	Ana
100-lb.	200-lb.			
15		"MERCO" No Soda	✓ 75	16 0
2		"MERCO" #1 Potash Makers	10	1 15
		"MERCO"		
		"MERCO" Poly Geo Oglesby		