

STATEMENT

Mobile, Ala., October 29th. 193⁴⁰M D.A. Smith,Stockton, Ala.

IN ACCOUNT WITH

McMillan & Harrison Fertilizer Co., Inc.**FERTILIZERS**

CORNER STATE & COMMERCE STREETS

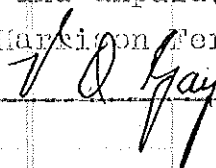
PHONE BELMONT 341

1939			
Mar.	7	74.71	
	9	54.77	
	14	71.90	
	16	83.40	
	25	75.77	
	27	71.62	
Apr.	5	60.70	
Total		\$492.87	

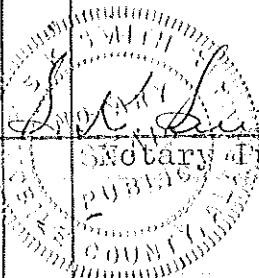
This is to certify that the above
amount is just, due and unpaid.

McMillan & Harrison Fertilizer Co., Inc.,

Per



Pres.

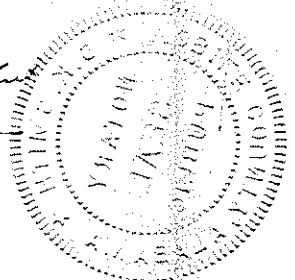


Received in Sheriff's Office
this 21 day of Dec, 1940
W. R. STUART, Sheriff

Executed this
the 26th day of
December 1940
by serving a copy
of the within Summons &
Complaint on D. A. Smith
W. R. Stuart
Sheriff
H. D. Smith
D.S.

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Summons & Complaint



McMillan & Harrison Fertilizers
Co., Inc., Plaintiff

vs.

D. A. Smith,
Defendant.

RECORDED

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STATE OF ALABAMA :
COUNTY OF BALDWIN :

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

You are hereby commanded to summon D. A. SMITH 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 McMILLAN & HARRISON FERTILIZER COMPANY, INC., hereto attached.

Witness my hand this 21 day of Dec, 1940.

R. S. Luck (CLERK)

McMILLAN & HARRISON FERTILIZER :
COMPANY, INC., :

Plaintiff, :

vs. :

D. A. SMITH, :

Defendant. :

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

COUNT ONE: Plaintiff claims of the Defendant the sum of Four Hundred and Ninety-two and 87/100 (\$492.87) Dollars due from him by account, on to-wit, the 5th day of May, 1939, which sum of money, with the interest thereon, is still due and unpaid.

COUNT TWO: Plaintiff claims of the Defendant the sum of Four Hundred and Ninety-two and 87/100 (\$492.87) Dollars due from him by account stated between the Plaintiff and Defendant on, to-wit, the 5th day of May, 1939, which sum of money, with the interest thereon, is still due and unpaid.

COUNT THREE: Plaintiff claims of the Defendant the sum of Four Hundred and Ninety-two and 87/100 (\$492.87) Dollars for merchandise, goods, and chattels, sold the Defendant on, to-wit, the 5th day of May, 1939, which sum of money with the interest thereon is still due and unpaid.

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

M. P. Rojo
ATTORNEY FOR PLAINTIFF

Defendant's address:

Stockton, Alabama.

Proctor's witness.
Deponent, a witness.

[Handwritten signature]

Deponent, a witness.
Deponent, a witness.

Deponent, a witness.
Deponent, a witness.

Deponent, a witness.
Deponent, a witness.

Deponent, a witness.
Deponent, a witness.

Deponent, a witness.

Deponent, a witness.

Deponent, a witness.

Filed this 21st day December 1940.
R. S. Dush
Clerk-Registrar

Deponent, a witness.

Deponent, a witness.
Deponent, a witness.

Deponent, a witness.

McMillan & Harrison Fertilizer
Company,
Plaintiff,
vs
D. A. Smith,
Defendant.

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

DEMURRER

Now comes the defendant in the above entitled cause and demurs to the complaint filed therein, and to each count thereof separately and severally, and for grounds of demurrer assigns, separately and severally, the following:

1. The said complaint does not state a cause of action.

J E Smith
Attorney for defendant.

Defendant demands a trial of this cause by jury.

J E Smith
Attorney for defendant.

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RECORDED

Demurrer

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Filed January 21, 1941
R. S. Duck, Clerk