

837

STATE OF ALABAMA
COUNTY OF BALDWIN.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO SUMMON AMELIA JENKINS to appear within thirty days from the service of this writ in the Circuit Court to be held for said County at the place of holding the same, then and there to answer the complaint of J. H. Jacobs, operating and doing business as Jacobs Department Store.

Witness my hand on this the 13 day of October, 1943.

R. L. Lusk
Register.

J. H. JACOBS, OPERATING
AND DOING BUSINESS AS JACOBS
DEPARTMENT STORE

PLAINTIFF

VS

AMELIA JENKINS

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

1.

The Plaintiff claims of the Defendant \$221.39 on account stated between the Plaintiff and the Defendant on the 3rd day of August, 1943.

2.

The Plaintiff claims of the Defendant \$221.39 balance due for merchandise, goods and chattels sold by the Plaintiff to the Defendant from week to week during the years 1942 and 1943.

3.

The Plaintiff claims of the Defendant \$221.39 due from her by account on, to-wit, the 3rd day of August, 1943.

Which sums of money, with the interest thereon, are still due and unpaid.

BEERE & HALL

BY L. Lusk
Attorneys for the Plaintiff.

Emelia Jenkins

W. T. Stewart

By B. A. F. General Impresario

837/RECORDED

**J. H. JACOBS, OPERATING AND
DOING BUSINESS AS JACOBS
DEPARTMENT STORE,
PLAINTIFF**

54.

AMELIA JENKINS DEPENDANT

SUMMONS AND COMPLAINT.

200-Box 121943
Ranch

Prof. Dr.

STATE OF ALABAMA,

MOBILE COUNTY.

Before me, Myrtle H. Joullian, a Notary Public in and for said state and county, personally appeared C. M. A. Rogers, who is known to me, who being first duly sworn, deposes and says that he is the plaintiff in that certain action at law brought against Phil Brady; that the said Phil Brady was not when the complaint was filed on, to-wit, the 22 day of Oct, 1943, nor when service was made on Phil Brady on, to-wit, the 27 day of Oct, 1943, nor is he at this time in the armed service of the Government of the United States of America; that affiant is informed and believes and upon such information and belief alleges that Phil Brady is a resident of the Town of Fairhope, Baldwin County, State of Alabama.

C. M. A. Rogers

Subscribed and sworn to before me

this 28th day of January, 1944.

Myrtle H. Joullian
Notary Public, Mobile County, Alabama.

RECORDED

Out

*Filed
March 31 1944
James
G. [unclear]*

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837

MRS. AMELIA T. JENKINS

General Merchandise — Turpentine Operator

P. O. Box 67

LOXLEY, ALABAMA

Nov. 11, 1945.

Mr R. S. Duck.
Bay Minette, Alabama.

Your Honor;

Beg to advise that i deny the statement of Mr. J. H. Jacobs'. Note paragraph 2 of Summons and Complaint "Goods and Chattels Sold From Week to Week, 1942-1943"

I will admit that i have done cash business during this period; but not "week to week".

I am holding some statements and receipts signed by him and his son, all accounts were posted up to 1941. In this statement an error was made; I discuss the matter with Mr. Jacob (The Operator) but no satisfaction given.

From time to time i made payments, thinking that his son would return and help iron out the matter; But has been inducted into the Army Service. Therefore no conclusion has been reached.

The last receipt given me on 1941 account by Mr. J. H. Jacob is dated Oct. 10, 1943. Lawyer Beebe has seen most of them.

I will in advance appreciate your consideration in the matter.

Yours very truly,

A. T. Jenkins

Filed May 12 1945
R. S. Duck
clerk