

1164

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

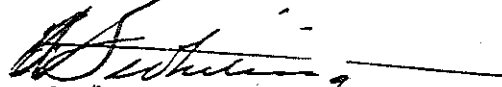
R. A. Hill, Plaintiff,

versus

Harvey F. Smith, Defendant.

Now comes the plaintiff, by his attorney of record,
and takes a non-suit in the above cause.

Dated this 20th day of April, A. D. 1953.


A. S. Whiting, Attorney for the Plaintiff.

FILED

4-21-53

ALICE L. BUCK, Clerk

STATE OF ALABAMA
MOBILE COUNTY

R. A. Hill, being first duly sworn, saith that at all of the times hereinafter mentioned he was and now is engaged in business under the name and style of R. A. Hill Tobacco Company in the City of Mobile, Alabama; that he is familiar with and has personal knowledge of the books and records of his said business; That the attached itemized statement of account of R. A. Hill Tobacco Company against Harvey F. Smith, Jr., d/b/a Smith's General Merchandise is, to affiant's personal knowledge, true and correct, and that the merchandise therein described was duly sold and delivered to the said Harvey F. Smith, Jr. that after allowing all just payments, credits, offsets and counter-claims the said Harvey F. Smith, Jr. is justly indebted to affiant on said account in the sum of \$ 1565.93 together with the interest thereon at the rate of 6% per annum from February 25th, 1948 .

R. G. Hill

Subscribed and sworn to before me
this 18th day of March, A. D. 1948.

W. S. Williams
Notary Public, Mobile County, Alabama.

A 04510

39328

Royalist
Fla Queen
Lord Clinton
Don Sebastian

Sold to

Address

BRAND

QUAN.

[illegible]

Change are

THANK YOU

A

15220

Red Dots
Cortez
John Ruskin
Flor-De-Melba

R. A. HILL TOBACCO CO.

202 Beauregard St.

Phone Dial 3-4052

MOBILE, ALABAMA

Royalist
Fla Queen
Lord Clinton
Don Sebastian

Mobile, Ala.,

1948

Sold to

Address

QUAN.	BRAND				
60	Camels			79	80
50	King of Kings			81	50
20	Cherry			33	60
5	P. M.			8	15
2	Rock			3	26
2	Old Gold			3	26
5	Galaxy Super			5	15
5	Orchid			8	15
2	B. & W.			3	10
2	Hearts	760	24	97	
2	Orchid	190			
2	Donna	190			
1	Camel	75			
1	Orchid	95			
2	Orchid	150			
				12	80
				260	77

R. A. HILL TOBACCO CO.
202 Beauregard St. Phone Dial 3-4052
MOBILE, ALABAMA

Royalist
Fla Queen
Lord Clinton
Don Sebastian

Mobile, Ala.,

194

Sold to

Address[illegible]

Red Dots
Cortez
John Ruskin
Flor-De-Melba

R. A. HILL TOBACCO CO.

202 Beauregard St.
MOBILE, ALABAMA

Phone Dial 3-4052

Royalist
Fla Queen
Lord Clinton
Don Sebastian

Sold to

Mobile, Ala.,

1948

Address

QUAN.

BRAND

70	Camacho			
60	Camacho			114 15
20	Camacho			97 85
10	Camacho			72 45
5	Camacho			16 35
6	Old Gold			8 15
8	Royalist			9 75
7	Call Royalist			13 00
3	P. Albert			13 00
1	H. Washington			11 65
20	H. Washington			1 36
5	H. Washington			2 30
				8 15
3	sd B. Mint			
8	Washington	2 10		
12	Washington	7 20	32 1	17
3	Washington	10 80		
2	Washington	2 70		
2	sd B. Mint	1 80		
3	sd B. Mint	1 80		
		2 25	28 65	

75747 Δ

THANK YOU A 31853

Royalist
Fla Queen
Lord Clinton
Don Sebastian

Mobile, Ala.,

194

Sold to

Address

[illegible]

Royalist
Fla Queen
Lord Clinton
Don Sebastian

Mobile, Ala.,

194

Sold to

Address

[illegible]

—75747 Δ

THANK YOU

A 32848

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

AT LAW.

R. A. Hill, an individual trading
under the name and style of
R. A. Hill Tobacco Company,

Plaintiff,

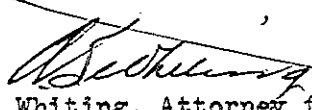
versus

Harvey F. Smith, Jr., individually,
and trading as Smith's General Merchandise,

Defendant.

COUNT ONE.

The plaintiff claims of the defendant and sues to recover the sum of Fifteen Hundred and Sixty-five Dollars and Ninety-three Cents ~~(\$1565.93)~~ due by the defendant to the plaintiff, on account by and between the plaintiff and defendant on and between, towit, January 7th, 1948, and February 25th, 1948, as shown by itemized statement of account, verified by affidavit, hereto annexed, which said sum, together with the interest thereon, is due and unpaid.


A. S. Whiting, Attorney for Plaintiff,
#602 Annex First National Bank Building,
Mobile, Alabama.

Note: The defendant is said to reside at Fairhope, Alabama.

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 1164

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You Are Hereby Commanded to Summon Harvey F. Smith Jr.

to appear and plead, answer or demur, within thirty days from the service hereof, to the Complaint filed in

the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

Harvey F. Smith d/b/a SMITHS GENERAL MERCHANDISE, Defendant.

by R. A. Hill, an individual trading under the ~~name~~ style of

R. A. HILL TOBACCO COMPANY, Plaintiff.

Witness my hand this 23rd day of March 1948

Alice J. Duck, Clerk.

RECORDED

No. 1164

Page

THE STATE of ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT

R. A. Will

Plaintiffs

vs.

Harvey F. Smith Jr.

Defendants

SUMMONS and COMPLAINT

Filed 3-23-1948

W. J. Duck Clerk

Plaintiff's Attorney

Defendant's Attorney

Moore Printing Co.

Defendant lives at

RECEIVED IN OFFICE

March 23, 1948

Taylor Wilkins, Sheriff

I have executed this summons

this _____, 194____
by leaving a copy with

Not found in _____ county after

By _____ Deputy Sheriff

Returned _____ day of _____
Not found in _____ county after _____
quity.

By _____ Deputy Sheriff

Sheriff

Deputy Sheriff

REYNOLDS AND DOWNING
ATTORNEYS AT LAW
605 FIRST NATIONAL BANK BLDG.
MOBILE 13, ALABAMA

J. TERRY REYNOLDS, JR.
MAURICE A. DOWNING

April 17, 1953

TELEPHONE 3-3661

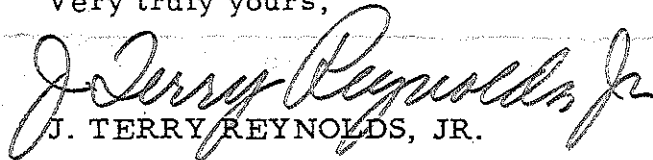
Mrs. Alice J. Duck, Clerk
Circuit Court
Baldwin County, Alabama
Bay Minette, Alabama

Re: R. A. Hill
Vs. Harvey F. Smith

Dear Mrs. Duck:

I just received a notice from your office advising me that the case of R. A. Hill vs. Harvey F. Smith is set for the 21st day of April, 1953, next Tuesday. I have a letter over the signature of Mr. A. S. Whiting, Attorney representing R. A. Hill Tobacco Company, dated August 27, 1948, wherein Mr. Whiting, as Attorney for Hill Tobacco Company, agreed to accept a pro-ration as a creditor of Mr. Smith, from the proceeds derived from an auctioneer sale in Fairhope, of the assets of Mr. Smith's business. My records further disclose that on October 19, 1948, I forwarded Mr. Whiting a check for the sum of \$174.37, being the pro-rata share to Hill Tobacco Co. from the proceeds of the auctioneer sale. I assume that this payment being accepted by the Hill Tobacco Company satisfied their claim, as the creditors agreed to accept whatever the sale brought. I am not representing Mr. Smith any longer and would like for the records to show that my name has been withdrawn from the file, but I thought the court should be familiar with the above facts and I didn't want Judge Hall to feel that I was negligent not to appear in this case.

Very truly yours,


J. TERRY REYNOLDS, JR.

JTR/mmc

ALMUR S. WHITING
ATTORNEY AND COUNSELOR AT LAW
602 ANNEX FIRST NATIONAL BANK
MOBILE 5, ALABAMA

TELEPHONES:
OFFICE: 2-0922
RESIDENCE: 6-6226

P. O. BOX 988

March 22, 1948.

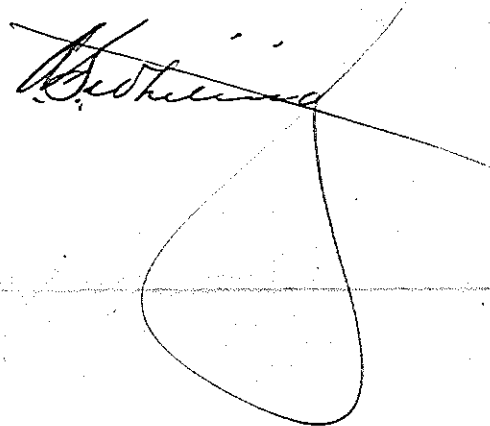
Circuit Clerk,
Bay Minette, Alabama.

Dear Madam:

Re: R. A. Hill, d/b/a R. A. Hill Tobacco Co.
vs.
Harvey F. Smith, Jr., indv. and d/b/a
Smith's General Merchandise.

Enclosed herewith please find for appropriate attention
complaint and copy in the above styled matter. Please let process
issue to the sheriff of your County for prompt service upon the
defendant, and oblige,

Yours truly,

A handwritten signature in dark ink, appearing to read "Almur S. Whiting", is written over a large, loopy flourish that extends downwards and to the right.

enc.
w.

1164

R. A. Hill, d/b/a
R. A. Hill Tobacco Co

vs.
Harvey F. Smith Jr
d/b/a Smith's General
merchandise

On Account

Filed

3-23-46

a.s. Whitney.

BALDWIN

State of Alabama--~~Mobile~~ County

CIRCUIT COURT, ~~OCTOBER TERM~~ 19 48

R. A. HILL, an individual
trading under the name and
style of R. A. HILL TOBACCO
COMPANY

vs.

Mobile, Ala., May 10th 1948

HARVEY F. SMITH, JR., indivi-
dually and trading as SMITH'S
GENERAL MERCHANDISE

J. Terry Reynolds, Jr. appears for

HARVEY F. SMITH, JR., indivi- Defendants
dually and trading as SMITH'S
GENERAL MERCHANDISE

in the above entitled cause and reserve the right to demur or plead specially.

Attorney for defendant.

No. 1164

APPEARANCE

R. A. HILL, an individual trading
under the name and style of
R. A. HILL TOBACCO COMPANY

vs.

HARVEY F. SMITH, JR., individual
and trading as SMITH'S GENERAL
MERCHANDISE.

Filed in Office

3-11, 1948

Alfred J. Mueck
Clerk