

STATE OF ALABAMA

BALDWIN COUNTY

1558
IN THE CIRCUIT COURT - LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon J. D. Sellers 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 Thoss Sporting Goods Company, a partnership composed of John R. Malone and M. W. Thoss.

Witness my hand this 9th day of September, 1950.

Cliff J. Henrich
Clerk.

COMPLAINT

THOSS SPORTING GOODS COMPANY,
A Partnership composed of
John R. Malone and M. W. Thoss,

Plaintiff

vs.

J. D. SELLERS,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE.

COUNT ONE:

The Plaintiff claims of the Defendant One Hundred Eighty-four and 42/100 Dollars (\$184.42) due from him by account on to-wit, the 17th day of June, 1949, which sum of money, together with interest thereon is due and unpaid.

COUNT TWO:

The Plaintiff further claims of the defendant One Hundred Eighty-four and 42/100 Dollars (\$184.42) due from him on account stated between the Plaintiff and the Defendant on to-wit, the 17th day of June, 1949, which sum of money, together with interest thereon is due and unpaid.

COUNT THREE:

The Plaintiff claims of the Defendant One Hundred Eighty-four and 42/100 Dollars (\$184.42) due from him for merchandise,

goods and chattels sold by the plaintiff to the defendant on to-wit,
from December 28, 1948, to June 17, 1949, which sum of money,
together with interest thereon is due and unpaid.


Attorneys for Plaintiff

At itemized, verified statement of
the account here sued on is attached
hereto and made a part hereof.


Attorneys for Plaintiff.

STATEMENT

THOSS SPORTING GOODS CO.

IN BUSINESS OVER 62 YEARS

WHOLESALE AND RETAIL DEALERS IN
 FIREARMS, AMMUNITION, FISHING TACKLE
 GOLDSMITH AND RAWLINGS ATHLETIC EQUIPMENT
 76 DAUPHIN STREET—MOBILE 7, ALA.

TERMS 30 DAYS

DIAL 2-7816

J.D. Sellers
 Robertsdale, Ala.

PLEASE DETACH AND RETURN WITH PAYMENT

AMOUNT PAID

DATE-REFERENCE		CHARGES	CREDITS	PAY LAST AMOUNT IN THIS COLUMN
		BALANCE FORWARD		
DEC 28 48	5,668	2.50		2.50 *
MAR 12 49	5,986	18.21		20.71 *
APR -4 49	6,139	65.28		85.99 *
APR 16 49	6,251	21.32		107.31 *
JUN 17 49	7,842	77.11		184.42 *

SAVE THIS STATEMENT

ONLY ITEMIZATION OF ACCOUNT YOU WILL RECEIVE
 THOSS SPORTING GOODS CO.

STATE OF ALABAMA

MOBILE COUNTY

Before me, *Paul Brock*, a
Notary Public, in and for said State and County personally
appeared M. W. Thoss, who is known to me and who after being
by me first duly and legally sworn, doth depose and say as
follows:

That his name is M. W. Thoss; that J. D. Sellers
of Robertsdale, Alabama, is justly indebted to Thoss Sporting
Goods Company, a partnership composed of John R. Malone and
M. W. Thoss, in the sum of One Hundred Eighty-four and 42/100
Dollars (\$184.42), after allowing all just credits and offsets
which amount, together with interest thereon, is due and unpaid.

M. W. Thoss

Sworn to and subscribed
before me this 7
day of September, 1950.

Paul Brock
Notary Public, Mobile County,
Alabama.

Received in ...
this 7 day of Sept, 1950
TAYLOR WILKINS, Sheriff

Sept 12th 1950
by serving copy of within Summons and
Complaint on

J. D. Sellers
Taylor W. Wilkins
D. L. Hester

1538 RECORDED
SUMMONS AND COMPLAINT

THOSS SPORTING GOODS COMPANY,
A partnership composed of
John R. Malone and M. W. Thoss,

Plaintiff,

vs.

J. D. SELLERS,

Defendant.

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

Filed September 9th, 1950.

W. J. Hester
Clerk.

LAW OFFICES
HYBART, CHASON & STONE
BAY MINETTE, ALABAMA

THOSS SPORTING GOODS
COMPANY, a partnership
composed of JOHN R.
MALONE and M. W. THOSS,

Plaintiff,

vs.

J. D. SELLERS,

Defendant.

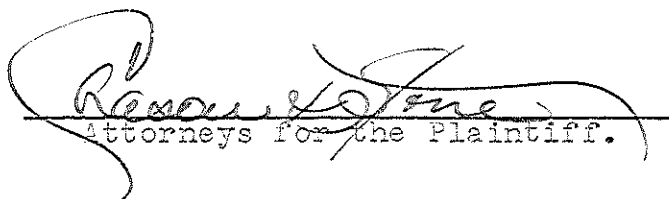
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LAW SIDE.

Comes the Plaintiff in the above styled cause and moves the Court to enter a judgment by default in favor of the Plaintiff and against the Defendant, for the sum of Forty and 25/100 Dollars (\$40.25) and as grounds for said motion, says:

1. That a copy of the Complaint filed by the Plaintiff and against the Defendant in said cause, in which Complaint the Plaintiff claimed of the Defendant the sum of One Hundred Eighty-four and 42/100 Dollars (\$184.42), together with interest thereon since June 17, 1949, together with a Summons to answer said Complaint within thirty days from the service thereof was duly served by the Sheriff of Baldwin County, Alabama, on the Defendant, on September 12, 1950 and the Defendant has failed to appear, plead, answer or demur to said Complaint.

2. That on November 3, 1950, the Plaintiff allowed the Defendant a credit of \$2.50 to apply against said account and on November 14, 1950, the Defendant paid the Plaintiff the sum of \$81.92 on said account reducing said account to \$100.00; that on or about December 15, 1950, the Defendant paid the Plaintiff the further and additional sum of \$65.00 to apply on said account reducing such account to \$35.00. That since that date no payment has been made by the Defendant to the Plaintiff and the sum of \$35.00 together with interest thereon, from June 17, 1949, which interest amounts to \$5.25, making a total of \$40.25 due by the Defendant to the Plaintiff is now due and unpaid.


Attorneys for the Plaintiff.

RECORDED

MOTION FOR JUDGMENT BY DEFAULT

THOSS SPORTING GOODS COMPANY,
A partnership composed of
John R. Malone and M. W.
Thoss,

Plaintiff,

vs.

J. D. SELLERS,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LAW SIDE.

Filed: February 5, 1952

Alvin H. Black
Clerk.

TEL. 2-7816

THOSS SPORTING GOODS CO.

IN BUSINESS OVER 63 YEARS
WHOLESALE AND RETAIL DEALERS IN
FIREARMS, AMMUNITION, FISHING TACKLE
GOLDSMITH AND RAWLINGS ATHLETIC EQUIPMENT
76 DAUPHIN STREET — MOBILE 7, ALA.

Customer's Order No. _____ Date 12-28 19 48

M J. D. Sellers

Address _____

Sold by	Cash	C. O. D.	Charge	On Acct.	Mdse. Ret.	Paid Out

QUAN.	DESCRIPTION	PRICE	AMOUNT
	<u>Repairs on Gun</u>		<u>2 50</u>

All claims and returned goods MUST be accompanied by this bill.

5668 ~~1251~~ Rec'd by _____

ALSTACO, MOBILE, ALA. 6

TEL. 2-7816

THOSS SPORTING GOODS CO.

IN BUSINESS OVER 63 YEARS
WHOLESALE AND RETAIL DEALERS IN
FIREARMS, AMMUNITION, FISHING TACKLE
GOLDSMITH AND RAWLINGS ATHLETIC EQUIPMENT
76 DAUPHIN STREET — MOBILE 7, ALA.

Customer's Order No. _____ Date 3-12 19 49

M J. D. Sellers

Address _____

Sold by	Cash	C. O. D.	Charge	On Acct.	Mdse. Ret.	Paid Out

QUAN.	DESCRIPTION	PRICE	AMOUNT
<u>1</u>	<u>Mitt</u>		<u>17 85</u>
	<u>tax</u>		<u>36</u>
			<u>18 21</u>

All claims and returned goods MUST be accompanied by this bill.

5986 ~~1258~~ Rec'd by J. L. Linderhake

TEL. 2-7816

THOSS SPORTING GOODS CO.

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WHOLESALE AND RETAIL DEALERS IN
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GOLDSMITH AND RAWLINGS ATHLETIC EQUIPMENT
76 DAUPHIN STREET — MOBILE 7, ALA.

Customer's Order No. _____ Date 4-16 19 49

M J. D. Sellers

Address _____

Sold by	Cash	C. O. D.	Charge	On Acct.	Mdse. Ret.	Paid Out

QUAN.	DESCRIPTION	PRICE	AMOUNT
2	2 Pc. Baseball Uniform	10.45	20 90
	tax		42
			21 32

All claims and returned goods MUST be accompanied by this bill.

6251 ~~1259~~ Rec'd by _____

ALSTACO, MOBILE, ALA. ②

TEL. 2-7816

THOSS SPORTING GOODS CO.

IN BUSINESS OVER 63 YEARS
WHOLESALE AND RETAIL DEALERS IN
FIREARMS, AMMUNITION, FISHING TACKLE
GOLDSMITH AND RAWLINGS ATHLETIC EQUIPMENT
76 DAUPHIN STREET — MOBILE 7, ALA.

Customer's Order No. _____ Date 4-4 19 49

M J. D. Sellers

Address _____

Sold by	Cash	C. O. D.	Charge	On Acct.	Mdse. Ret.	Paid Out

QUAN.	DESCRIPTION	PRICE	AMOUNT
1	Catchers Sponge		20
4	Pv. Shoes	8.25	33 00
4	Bats	2.65	10 60
3	"	2.65	7 95
5	"	2.45	12 25
			64 00
	tax		1 28
			65 28

All claims and returned goods MUST be accompanied by this bill.

6139 ~~1257~~ Rec'd by J. L. Lindholm

ALSTACO, MOBILE, ALA. ②

[Handwritten signature]

658 540

[illegible]

5/10/19

~~1098879~~

THOSS SPORTING GOODS CO.

IN BUSINESS OVER 63 YEARS
WHOLESALE AND RETAIL DEALERS IN
FIREARMS, AMMUNITION, FISHING TACKLE
GOLDSMITH AND RAWLINGS ATHLETIC EQUIPMENT
76 DAUPHIN STREET — MOBILE 7, ALA.

Customer's
Order No. _____ Date 6-17 19 49

M J. H. Sellers

Address _____

Sold by	Cash	C. O. D.	Charge	On Acct.	Mdse. Ret.	Paid Out
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QUAN.	DESCRIPTION	PRICE	AMOUNT
3	D ₂ #97 Baseballs	25.20	75 60
	tax		1 51
			77.11

All claims and returned goods MUST be accompanied by this bill.

Rec'd by _____