

COASTAL TRACTOR COMPANY,
A CORPORATION,

PLAINTIFF

VS

T. A. MCKENZIE

DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

LAW SIDE

NO. 1704

Now comes the Defendant and for answer to the Plaintiff's complaint and to each count thereof separately and severally says:

1.

That the facts therein alleged are untrue.

2.

That the consideration for the account sued on was one new planter which the Plaintiff warranted to the Defendant to be good and suitable for the purposes for which it was intended; that the said planter was not as represented and warranted by the Plaintiff and was not suitable for the purposes for which it was represented; that the Defendant was unable to use the said planter without expending a great amount of money for various parts, and that the Defendant was put to great trouble, inconvenience and expense in that the said planter was not suitable for the purposes for which it was warranted and that the Defendant as a result of the planter not being suitable for the purposes for which it was warranted was caused to suffer said damages in the amount of FOUR HUNDRED (\$400.00) DOLLARS which he hereby offers to off set against the claim of the Plaintiff and claims Judgment for the excess.

[Signature]
Attorney for Defendant

The Defendant demands a trial by jury.

[Signature]
Attorney for Defendant

1704 RECORDED

COASTAL TRACTOR COMPANY
A CORPORATION,

PLAINTIFF

VS

T. A. KORNZIE

DEFENDANT

ANSWER

FILED

OCT 3 1951

ALICE J. DUCK, Clerk

STATE OF ALABAMA)
)
BALDWIN COUNTY) IN THE CIRCUIT COURT . . . LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons T. A. McKenzie to appear within thirty (30) days from the service of this writ in the Circuit Court to be held for said county at the place of holding same, then and there to answer the complaint of Coastal Tractor Company, a corporation.

WITNESS my hand this 14th day of September, 1951.

Miss L. W. Clark
Clerk

[illegible]

COASTAL TRACTOR COMPANY,)
a corporation,)

Plaintiff,)

- vs -)

T. A. McKENZIE,)

Defendant)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LAW SIDE

Count One

The Plaintiff claims of the defendant Three Hundred Twenty-Nine Dollars and fifteen cents (\$329.15) for merchandise, goods, and chattels sold by the plaintiff to the defendant on the 10th day of March, 1951, the 23rd day, the 24th day, and the 25th day of May 1951, and the 24th day of June, 1951, which sums of money, with the interest thereon, is still unpaid.

Count Two

The Plaintiff claims of the defendant Three Hundred Twenty nine and 15/100 Dollars (\$329.15) due from him by account on the first day of July, 1951, which sum of money with the interest thereon, is still unpaid.

E. S. S. S. S.
Attorney for Plaintiff

Defendant's address:
Fairhope, Alabama
Resides North of Fairhope, Point
Clear Highway, West of Fish River.

Received in Sheriff's Office
this 14 day of Sept., 1951
TAYLOR WILKINS, Sheriff

No 1 **RECORDED**
BILL OF COMPLAINT

COASTAL TRACTOR COMPANY
a corporation,
Plaintiff

-vs-

T. A. MCKENZIE,
Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

Filed this the 14th day of Sept.,
1951.

Alice L. Luck
Clerk

Executed by leaving a copy of the
within Summons and Complaint with
the defendant on this the 18 day
of September, 1951.

By *Taylor Wilkins*
Sheriff
Edleigh Steadham

CECIL G. CHASON
ATTORNEY AT LAW
FOLEY, ALABAMA

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