

SUMMONS

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

2003

TO ANY SHERIFF OF THE STATE OF ALABAMA, - GREETING:

YOU ARE HEREBY COMMANDED to summon ROBERT M. BRENNAN 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 ROBERT M. BRENNAN, by the TEXAS COMPANY.

WITNESS my hand this the 26th day of May, 1953.

David H. Hensley
Clerk

COMPLAINT

THE TEXAS COMPANY,	Ø	
	Ø	IN THE CIRCUIT COURT OF BALDWIN
Plaintiff	Ø	
VS.	Ø	COUNTY, ALABAMA, AT LAW
	Ø	
ROBERT M. BRENNAN,	Ø	
	Ø	
Defendant	Ø	

COUNT I:

The Plaintiff claims of the Defendant the sum of ONE HUNDRED SEVENTY-SEVEN & 35/100 DOLLARS (\$177.35), together with interest thereon, due from him by account on, to wit: January 16, 1953, which sum of money, with interest thereon, is still unpaid.

COUNT II:

The Plaintiff claims of the Defendant the sum of ONE HUNDRED SEVENTY-SEVEN & 35/100 DOLLARS (\$177.35), together with interest thereon, due from him on account stated between the Plaintiff and the Defendant on, to wit: January 16, 1953, which sum of money, with interest thereon, is still unpaid.

COUNT III:

The Plaintiff claims of the Defendant the sum of ONE HUNDRED SEVENTY-SEVEN & 35/100 DOLLARS (\$177.35), together with interest thereon, due from him for merchandise, goods, and chattels sold by the Plaintiff to the Defendant on, to wit: January 16, 1953, which sum of money, with interest thereon, is still unpaid.

The Defendant lives at Gulf Shores, Ala.

David H. Hensley
Attorney for Plaintiff

There is attached hereto and made a part hereof, an itemized statement of account, verified by the affidavit of a competent witness, sworn to before a Notary Public, which shows the amount due on this account as of the 16th day of January, 1953.

David H. Hensley

STATE OF GEORGIA)
) SS
COUNTY OF FULTON)

LOY W. DAVIS, being duly sworn, deposes and says:-

That he is the Credit Manager of THE TEXAS COMPANY, a Delaware corporation, and that he is duly authorized to make this affidavit;- that the annexed statement of account is taken from the original books of entry of the corporation and that upon information and belief, the balance of \$177.35 shown due is correct; that the said balance with interest thereon is justly due and owing to THE TEXAS COMPANY from ROBERT M. BRENNAN that no payments have been made thereon, except as set forth in the annexed statement, and that there are no offsets or counterclaims against the same to the best of your deponent's knowledge and belief.

Sworn to before me this 16th
day of January 1953

Notary Public, Fulton County, Ga.
My Commission Expires June 19, 1956

Notary Public, Fulton County, Ga.
My Commission Expires June 19, 1956



STATEMENT
THE TEXAS COMPANY
SALES DEPARTMENT

Jan. 16, 1953 19

M. ROBERT M. BRENNAN P-12517
4 N. CEDAR ST.
MOBILE, ALA.

1951

DATE	DESCRIPTION	DEBITS	CREDITS	BALANCE
7-12	FC gas 10.1 gal.	3.00		
7-11	FC gas 8.2 gal.	2.47		
7-11	EC gas 12.6 gal.	3.74		
7-10	FC gas 14.5 gal.	4.32		
7-15	5 qts. Havoline	2.00		
	Wash 7 Grease	2.50		
	Gear lub.	.45		
7-15-	FC gas 11.6 gal.	3.45		
6-28	FC gas 9.4 gal.	2.80		
7-2	FC gas 12 gal.	3.56		
7-2	FC gas 12.5 gal.	3.75		
7-1	F gas XXXX gal. 14	4.17		
6-28	SC gas 6.7 gal.	2.00		
6-26	FC gas 11.8 gal.	3.38		
7-3	FC gas 15.1 gal.	4.52		
6-19	FC gas 13.1 gal.	3.93		
7-3	FC gas 12 gal.	3.60		
7-5	FC gas 12.2 gal.	3.65		
	5 qts. oil	2.00		
	Wash	1.25		
	Marfak Lub.	1.25		
7-6	FC gas 12.5 gal.	3.75		
7-7	FC gas 7.7 gal.	2.30		
7-8	FC gas 12.6 gal.	3.74		
	Hav. 1 qt.	.40		
7-6	FC gas 13.4 gal.	4.00		
7-17	FC gas 13 gal.	3.87		
7-19	FC gas 12.9 gal.	3.85		
7-14	FC gas 13.2 gal.	3.80		
7-21	FC gas 14.3 gal.	4.25		
7-23	FC gas 12.7 gal.	3.78		
7-24	FC gas 14.4 gal.	4.30		
7-5	Firestone Battery	18.50		
	2 Bolts	.58		
7-2	FC gas 12.4 gal.	3.65		
	3 qts. motor oil	1.20		
6-30	FC gas 14.8 gal.	4.10		
6-20	FC gas 14.1 gal.	4.24		

THE LAST AMOUNT IN "BALANCE" COLUMN IS BALANCE ON YOUR ACCOUNT TO DATE.

ANY SUBSEQUENT PAYMENTS WILL BE SHOWN ON YOUR NEXT STATEMENT.

THE TEXAS COMPANY



STATEMENT
THE TEXAS COMPANY
SALES DEPARTMENT

Jan. 16, 1953 19

M ROBERT M. BRENNAN P-12517

4 N. CEDAR ST.

MOBILE. ALA.

1951

[illegible]

THE LAST AMOUNT IN "BALANCE" COLUMN IS BALANCE ON YOUR ACCOUNT TO DATE.
ANY SUBSEQUENT PAYMENTS WILL BE SHOWN ON YOUR NEXT STATEMENT.

THE TEXAS COMPANY

AFFIDAVIT OF FOREST A. CHRISTIAN

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

RE: THE TEXAS COMPANY
VS: ROBERT M. BRENNAN
CASE # 2003

FOREST A. CHRISTIAN, first being duly sworn, deposes and says as follows:

I am the attorney of record for the Texas Company, the plaintiff in this cause, which was filed on May 26, 1953, and on which the Sheriff's office reported "Not Found".

Your affiant believes that the said defendant conceals himself so that process cannot be served upon him. Affiant further states that the defendant's place of residence and post office address is Gulf Shores, Alabama, and affiant believes that the defendant is over the age of twenty-one years.


Affiant

Sworn to and subscribed before me this
the 30th day of November, 1953.


Clerk of Court

THE STATE OF TEXAS,
COUNTY OF DALLAS.I, the undersigned, Clerk of the County of Dallas, Texas, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears from the records of said County.WITNESSED my hand and the seal of said County at Dallas, Texas, this 11th day of November, 1912.

ATTEST:
Clerk of the County of Dallas, Texas.

11-30-12
Audrey J. French
Clerk

RECORDED
11-30-12
Audrey J. French
Clerk

ATTEST:
Clerk of the County of Dallas, Texas.

11-30-12
Audrey J. French
Clerk

THE STATE OF TEXAS,
COUNTY OF DALLAS.I, the undersigned, Clerk of the County of Dallas, Texas, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears from the records of said County.WITNESSED my hand and the seal of said County at Dallas, Texas, this 11th day of November, 1912.

ATTEST:
Clerk of the County of Dallas, Texas.

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

December 12, 1953

Honorable H. M. Hall
Circuit Judge
Bay Minette, Alabama

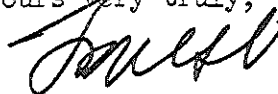
RE: The Texas Company
VS: Robert M. Brennan
Case # 2003

Dear Judge:

The Sheriff was never able to serve this defendant. All the letters I adressed to him were not returned. Accordingly on November 30, 1953, I filed an affidavit with the clerk for service by registered mail as provided in Title 7, Section 202.

Accordingly I would appreciate it if you would continue this case until next month.

Yours very truly,



FOREST A. CHRISTIAN

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

November 30, 1953

Mrs. Alice J. Duck
Clerk of Court
Bay Minette, Alabama

Re: The Texas Company
vs: Robert M. Brennan
Case # 2003

Dear Mrs. Duck:

Enclosed you will find an afficavit for service by registered mail in the case mentioned above. The sheriff has never been able to find the defendant, but several letters addressed to him at Gulf Shores, Alabama, have not been returned.

I would suggest that you comply with T. 7, § 202, which provides that you should send a copy of the complaint to the defendant at Gulf Shores, Alabama, by registered mail, postage prepaid, and marked "For delivery to addressee only", with a demand for "return receipt", etc.

Your cooperation will be greatly appreciated.

Thanking you, I am,

Yours very truly,


FOREST A. CHRISTIAN

Enclosures

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

KNOW ALL MEN BY THESE PRESENTS, That I, ROBERT M. BRENNAN, whose is address is c/o Ed Wallace, Gulf Shores, Alabama, do hereby waive service of process in the case of THE TEXAS COMPANY vs: ROBERT M. BRENNAN, case No. 2003, in the circuit court of Baldwin County, Alabama, at law.

I admit that I am indebted to the Texas Company in the amount of \$177.35, and the reason that I have not paid this account is that I have not had the money to do so.

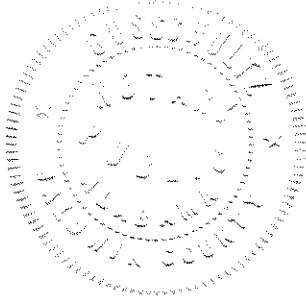
Dated this the 28th day of December, 1953.

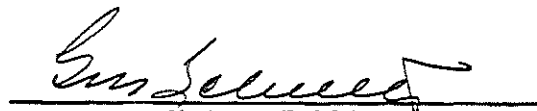

Robert M. Brennan

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

I, Gus Schultz, a Notary Public in and for said County and State, do hereby certify that Robert M. Brennan, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 28th day of December, 1953.




Notary Public

Telle 7
Sec. 197

2003

THE STATE OF ALABAMA
BALDWIN COUNTY

NOW ALL BY THESE PRESENTS, that I, ROBERT M. BROWN, whose name is

addressed as of 1012 Wallace, O-12 Shores, Alabama, do hereby make service of

process in and case of the within County as: ROBERT M. BROWN, case No. 2003,

in the circuit court of Baldwin County, Alabama, at law.

I admit that I am indebted to the Toms Company in the amount of \$17.35

and the reason that I have not paid this account is that I have not had the

money to do so.

Dated this 28th day of December, 1953.

RECORDED

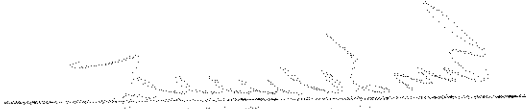
Filed
1-19-54
Clerk of Court

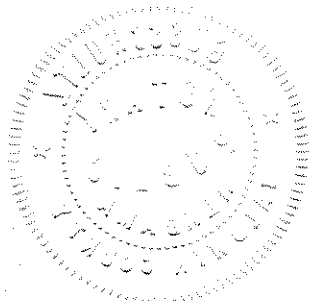
THE STATE OF ALABAMA
BALDWIN COUNTY

I, O. B. Lee, a Notary Public in and for said County and State, do
hereby certify that Robert M. Brown, whose name is signed to the foregoing
instrument, and who is known to me, acknowledged before me on this day that
he is the owner of the above said instrument, and executed the same
voluntarily on the day the same bears date.

Given under my hand and official seal this 28th day of December,

1953.


Notary Public





RECORDED

at Sea

THE TEXAS COMPANY,

Plaintiff

vs.

ROBERT M. BRENNAN,

Defendant

SUMMONS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

FILED

MAY 26 1953

ALICE J. DUCK, Clerk

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

returned 1 day of July 1953
not found in my county after diligent search and inq.

By *Boydor Williams, Sheriff*
Edley S. Shedd
Deputy Sheriff