

Our File No. 69-256

Your File No.

Law Offices

E. G. RICKARBY

25 SOUTH SECTION STREET

FAIRHOPE, ALABAMA 36532

Code 205.

Telephone: 928-9836

Mailing Address

P. O. BOX 471

October 24, 1969

70-6959

Mrs. Alice J. Duck
Clerk of the Circuit Court
Bay Minette, Alabama 36507

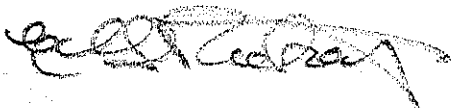
Dear Mrs. Duck:

Inre: Allied Farm Equipment, Inc. versus
Jansen Manufacturing Company, Inc.

Enclosed find Summons & Complaint in the above styled cause, together with itemized and verified statement of account and check for \$25.00 deposit for costs. Please process, and oblige and have Sheriff advise when debtor has been served.

Thanks!

Yours very truly,




jlb
Encl.
11-7-69

| | |
|--------------------------------------|---------------------------|
| ALLIED FARM EQUIPMENT INCORPORATED,) | IN THE CIRCUIT COURT OF |
| a Corporation, | |
| Plaintiff, |) BALDWIN COUNTY, ALABAMA |
| |) AT LAW, CASE NO. 8959 |
| vs. |) |
| JANSEN MANUFACTURING COMPANY, INC., |) |
| a Corporation, |) |
| Defendant. |) |

DEMURRER

Comes now the Defendant in the above styled cause, and demurs to the Bill of Complaint filed herein, and for grounds thereof, assigns the following separately and severally:

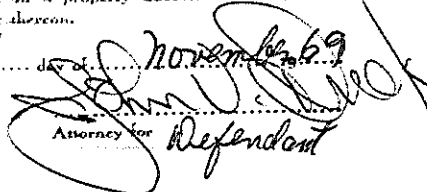
1. That the said Bill of Complaint does not state a cause of action.
2. That the said Bill of Complaint is not properly itemized and verified.
3. That from the Bill of Complaint it affirmatively appears that the Defendant does not owe the Plaintiff.
4. There is a misjoinder of Party Plaintiff and Party Defendant.


 ATTORNEY FOR DEFENDANT

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the opposing party in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in a properly addressed envelope with adequate postage thereon.

this 14 day of November 1969


 Attorney for Defendant

FILED

NOV 15 1969

ALICE J. DUCK CLERK
REGISTER

8957

28-28 19

STATE OF ALABAMA,
COUNTY OF BALDWIN.

CIRCUIT COURT, BALDWIN COUNTY,
NO. 8959

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are Hereby Commanded to Summon JANSEN MANUFACTURING COMPANY,
INC., a Corporation,
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 JANSEN MANUFACTURING COMPANY,
INC., a Corporation, defendant,
by ALLIED FARM EQUIPMENT, INCORPORATED, a Corporation,
Plaintiff.

WITNESS my hand this 29 day of Oct, 19 69.

Alice J. Duck
ALICE J. DUCK, Clerk.

| | | |
|--|---|--------------------------|
| ALLIED FARM EQUIPMENT, INCORPORATED, a Corporation, Plaintiff, | X | |
| | X | |
| VS. | X | IN THE CIRCUIT COURT OF |
| JANSEN MANUFACTURING COMPANY, INC., a Corporation, | X | BALDWIN COUNTY, ALABAMA, |
| | X | AT LAW. |
| Defendant | X | |

C O M P L A I N T

Count I.

The Plaintiff claims of the Defendant ONE HUNDRED EIGHTY-TWO AND
37/100 (\$182.37)-----DOLLARS due from it
by account, on, to-wit, the 10th day of May, 19 67, which
sum of money with the interest thereon is still unpaid. The account sued
on is evidenced by an itemized and verified statement filed herewith.

Count II.

The Plaintiff claims of the Defendant the sum of ONE HUNDRED EIGHTY-
TWO AND 37/100 (\$182.37)-----DOLLARS due from
it by account stated between the Plaintiff and the Defendant on,
to-wit, the 10th day of May, 19 67, which sum of money
with the interest thereon is still unpaid.

Continued, Summons & Complaint:

Allied Farm Equipment vs. Jansen Mfg.

Count III.

The Plaintiff claims of the Defendant the sum of ONE HUNDRED EIGHTY-TWO AND 37/100 (\$182.37)-----DOLLARS due from it for merchandise, goods and chattels sold by the Plaintiff to the Defendant ^{on, to-wit,} ~~between the~~ 10th day of May, 1969, which sum of money with the interest thereon is still unpaid.


E. G. RICKABY, Attorney for
Plaintiff.

Defendant's address is:

Mr. Claude A. Jansen
251 North Ingleside Avenue
Fairhope, Alabama 36532

FILED

OCT 29 1969

ALICE J. DUCK CLERK
REGISTER

Sheriff claims 70 miles at
Ten Cents per mile Total \$ 7.00
TAYLOR WILKINS, Sheriff
BY Byrd
DEPUTY SHERIFF

Received 29 day of Oct 19 69
and on 5th day of Nov 19 69
I served a copy of the within SLC
on Jansen Manufacturing Co.
By service on Clairde H. Jansen
President of SLC

TAYLOR WILKINS, Sheriff
By L.W. Crook D.S.
T.M. Byrd D.S.

I hope

No. 8959

Allied Farm Equipment Inc.

VS
Jansen Manufacturing Co.
Inc a corp
251 North Engle side
I hope

FILED

OCT 29 1969

ALICE J. DUCK CLERK
REGISTER

E.H.P.

County of Mehoning
State of Ohio } SS.

Before me, Gale L. Sprague a Notary Public duly commissioned
and sworn in and for the above state and county, this day personally appeared W. E. Deneau
to me well known, who being by me first duly sworn says that:

- *1. He is an individual trading as _____
- *2. That he and _____ are partners trading as _____
- *3. That he is treasurer of Allied Farm Equipment, Inc. of Youngstown, Ohio
a corporation incorporated under the laws of the State of Delaware and that the foregoing account
in favor of Allied Farm Equipment, Inc. and against Jansen Manufacturing Company, Inc.
Fairhope, Alabama

showing a balance and amount due of 182.37 with _____ interest from the
10th day of September ~~May~~ 1969, until paid, is within his knowledge just, true and correct; that
it is justly and truly due and unpaid; that all just and lawful offsets, credits, discounts and payments have been
allowed and the said amount is due after said allowance and exclusive of all set-offs and just grounds of defense;
that the goods in said accounts were sold and delivered as therein charged and on said last named day said amount
became due and payment thereof was demanded and no part of same has been paid.

Sworn to and subscribed before me this 15th day of September 1969

Gale L. Sprague
Notary Public.

*Use paragraph covering.

My commission expires GALE L. SPRAGUE, Notary Public

My Commission Expires April 21, 1974



FRICK COMPANY.
MANUFACTURERS OF FOREST AND FARM MACHINERY
P. O. BOX 398 TELEPHONE 686-2051 OR 686-2052
NASHVILLE, GEORGIA 31639

16822

649711
20
003
50

SOLD TO

SHIP TO

Jameson Manufacturing Company
Fair Hope, Alabama

5-10-67

| DATE ENTERED | | CUSTOMER ORDER NO. | | DATE SHIPPED | | SALESMAN | | HOW SHIPPED | | TERMS | | TERRITORY-ROUTE | |
|--|--------------|----------------------------------|--|--------------|--|------------------|------------|-------------|--|--------------------|--|-----------------|--|
| 4-10-67 | | | | | | Harper | | | | 1 1/2% / 10-N / 30 | | J | |
| QUANTITY ORDERED | BACK ORDERED | DESCRIPTION | | | | QUANTITY SHIPPED | UNIT PRICE | | | AMOUNT | | | |
| 1 | 13.74 | 283-881 Model 6110 Myers Pump | | | | 1 | 181.75 | Net | | 181.75 | | | |
| | 123.74 | Phone Call to Myers Company | | | | | .62 | Net. | | .62 | | | |
| <i>Shipped From Myers Co Jacksonville Fla.</i> | | | | | | | | | | | | 182.37. | |
| PARCEL POST & INSURANCE | | | | | | | | | | | | | |
| SHIPPING INSTRUCTIONS | | | | | | | | | | | | | |
| 3.65 | | | | | | | | | | | | | |

NO GOODS MAY BE RETURNED WITHOUT WRITTEN AUTHORIZATION FROM THIS OFFICE
SHIPPING ORDER

182.37
02
364.74

FLOOR PLAN

OPEN ACCT.

Monthly Terms
Cash Discount
Volume

Credit OK _____

