HIGGINS SLACKS, INC.,

a Corporation

Plaintiff

IN THE CIRCUIT COURT OF BALDWIN COUNTY, SLABAMA
NO. 2096

-VS-

BEN H. HUXFORD, individually & d/b/a THE SPORTSMANS STORE,

Defendant

COMPLAINT

The Plaintiff claims of the Defendant the sum of SEVEN HUNDRED FIFTY FIVE & 22/100 DOLLARS (\$755.22) due from him by account on the 1st day of July, 1952, which sum of money together with interest thereon is still due and unpaid.

RICKARBY & RICKARBY

E. G. Rickarby, Jr., Attorney for Plaintiff

The account sued on is evidenced by an itemized and verified statement of account filed herewith.

RICK ARBY & RICKARBY

By **:**,

E. G. Rickarby, Jr., Attorney for Plaintiff

7532

755.22

THE STATE (BALDWIN	OF ALABA	· •		IT COURT	, BALDW	IN COUNTY
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		2.00 2.00 (2.00) 4.00 (2.00)				,
TO ANY SHERIFF	OF THE STAT	'E OF ALABAN	IA:			
You Are Hereby Com	manded to Sumr	non BEN H.	HUXFORD,	individ	ually a	nd d/b/a
THE SPO	RTSMAMS ST	ORE				
ow.		ina ma				
to appear and plead, as		•		·	·	
<u>individually a</u>						efendant
by HIGGINS SL	ACKS, INC.	, a Corpora	tion			
						Plaintiff

No. 2 RECORDED Page	
THE STATE OF ALABAMA BALDWIN COUNTY	Defendant lives at
CIRCUIT COURT	RECEIVED IN OFFICE
Higgins Slacks, Inc.,	Supt. 23, 1953
Plaintiffs	I have executed this summons
Ben H. Huxford, indivually	this 5 ept 24, 195 3 by leaving a copy with
& d/b/ The Sportsmans Store	· · · · · · · · · · · · · · · · · · ·
Defendants	Ben H. Kno pro
SUMMONSandCOMPLAINT	
,	
Filed 9-23 1913	
ance franch, Clerk	
	:
Rickarby & Rickarby	
Plaintiff's Attorney	Taylor Wilhimsheriff
Defendant's Attorney	Deputy Sheriff

1/2

INVOICE

MANUFACTURERS

Slacks For Men And Boys

LINEVILLE, ALABAMA

Telephone 99 INVOICE NO.

1456

SOLD TO

The Sportsman Store

Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN N.G.H.		SHIPPED VIA		DATE 6-18-52			
LOT NO.	QUALITY		ITEMS	PRICE	AMOUNT	TOTAL	
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8736	9	The state of the s	Men ² s	4.50	40.50		
8744	9		17	4.50	40.50		
6339	3	÷	#	3.75	11.25		
6343	4		23	3.75	15.00		
6612	6		11	4. 50	27.00		
6836	7		17	5.00	35.00		
6744	4		ti .	4.50	18.00		
0				p.p.	& Ins.	187.25 2.29 189.54	
			DUPLICATE INVOICE				

MANUFACTURERS

Slacks For Men And Boys

Telephone 99

927	

SOLD TO The Sportsman Store

INVOICE

TERMS-NET 30 DAYS

Fairhope, Alabama

SALES MAN	N.G.H.	SHIPPED P.P. VIA			DATE 6-12-52			
LOT NO.	QUALITY		ITEMS		PRICE	AMOUNT	TOTAL	
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6771	4	,	Ass [®] t•		4.50	18.00		
					P.P.	& Ins.	18.00	
							18.53	
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INVOICE

HIGGINS SLACKS, INC.

MANUFACTURERS

Slacks For Men And Boys

Telephone 99

LINEVILLE, ALABAMA

9830

SOLD TO The Sportsman Store
Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN	N.G.H.	SHIPPED VIA P.P.			DATE 5-27-52			
LOT NO.	QUALITY		ITEMS	PRICE	AMOUNT	TOTAL		
6300	33		Ass [‡] t•		3.75	123.75	en e	
			DUPLICATE INV	OICE	P.P. &	Ins.	123.75 1.66 125.41	

MANUFACTURERS

Telephone 99 INVOICE NO.

Slacks For Men And Boys

LINEVILLE, ALABAMA

9258

SOLD TO

INVOICE

The Sportsman Store

Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN	N.G.H.	SHIPPED P.P.			DATE 5-19-52			
LOT NO.	QUALITY		ITEMS		PRICE	AMOUNT	TOTAL	
8602 8608 8604 8600 6202 6204	8 11 6 8 5 5		Men [®] s		5.00 5.00 5.00 5.00 3.25 3.25	40.00 55.00 30.00 40.00 16.25 16.25	197.50	
Δ-,			DUPLICATE IN\	/OICE	P.P. 8	Ins.	2.23 199.73	

INVOICE

SOLD TO

HIGGINS SLACKS, INC.

MANUFACTURERS

Slacks For Men And Boys LINEVILLE, ALABAMA

Telephone 99 INVOICE NO.

9155

The Sportsman Store

Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN	N.G.H.	SHIPPED VIA	P.P.		D	ATE		
LOT NO.	QUALITY		ITEMS			5-16	5-16-52	
8600 8604	3		Men [°] s		PRICE	AMOUNT	TOTAI	
6524	4 12		11		5.00 5.00	15.00 20.00		
6208	8	. •	47		3.75	45.00		
					3.25	26.00		
	·				P.P. 8	Ins.	106.00 1.1. 107.14	
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INVOICE

MIGGINS SLACKS, INC.

MANUFACTURERS

Slacks For Men And Boys

Telephone 99 INVOICE NO.

LINEVILLE, ALABAMA

8765

SOLD TO The Sportsman Store

Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN	N.G.H.	SHIPPED VIA	P.P.		This Invoice.		
LOT NO.	QUALITY	TOTAL HERE ACTORNAL CONTRACT	ITEMS		PRICE	ATE 5-9	-02 TOTAL
8770	7		Men*s		4.50	31.50	TOTAL
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			DUPLICATE INVOICE	Ì			

INVOICE

MANUFACTURERS

Slacks For Men And Boys

LINEVILLE, ALABAMA

Telephone 99

8329

SOLD TO

The Sportsman's Store

Fairhope, Alabama

TERMS-NET 30 DAYS

All Prices Subject to Change Without Notice. Returned Goods Will Not Be Accepted Unless We Are Notified Within 10 Days After Receipt

of This Invoice.

SALES- N.	.G.H.	SHIPPED P.P. VIA			DATE 4-29-5 2			
LOT NO.	QUALITY		ITEMS		PRICE	AMOUNT	TOTAL	
8600 8604 8606 8608	2 3 4 8		Men [*] s " "		5.00 5.00 5.00 5.00	10.00 15.00 20.00 40.00	inanya ang kangsa mangsangga mangsangga Si (1994).	
					P.P. 8	Ins.	85.00 1.21 86.21	
			DUPLICATE INVOI	CE				

MANUFACTURERS

Slacks For Men And Boys

LINEVILLE, ALABAMA

Telephone 99 INVOICE NO.

1739

SOLD TO

INVOICE

The Sportsman Store

Fairhope, Alabama

TERMS-NET 30 DAYS

All Prices Subject to Change Without Notice. Returned Goods Will Not Be Accepted Unless We Are Notified Within 10 Days After Receipt

of This Invoice.

SALES- MAN	N.G.H.	SHIPPED VIA	P.P.			D.	ATE 6-23-	52
LOT NO.	QUALITY		ITEMS			PRICE	AMOUNT	TOTAL
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6614	6		Men*s		į	4.50	27.00	
6353	14		tt			3.75	52.50	
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						P.P. 8	Ins.	1.07
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1.5			DUPLICATE IN	VOICE				

MANUFACTURERS

Slacks For Men And Boys

Telephone 99

7975 Con*t

SOLD TO The Sportsman Store

INVOICE

Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN		SHIPPED VIA				DATE			
LOT NO.	QUALITY		ITEMS	-	PRICE	AMOUNT	TOTAL		
8700 8606 6722	6 6 4		Men ^v s		4.50 5.00 4.50	27.00 30.00 18.00	411.75 1.45 2.30 415.50		
		* 1	DUPLICATE INVOICE						

MANUFACTURERS

Slacks For Men And Boys LINEVILLE, ALABAMA

Telephone 99 INVOICE NO.

7975

4 02 50

The Sportsman Store SOLD TO Fairhope, Alabama

INVOICE

TERMS-NET 30 DAYS

SALES-	N.G.H.	SHIPPED VIA	P.P.		D	ATE 4-23-	-52
MAN	·	· · · · · · · · · · · · · · · · · · ·	ITE	MS	PRICE	AMOUNT	TOTAL
LOT NO.	QUALITY					Associate the second second second	year years (Asyate)
en e		The state of the s	Men [*] s		5.00	35.00	
8600			Merr		5.00	35.00	
8604	7			e de la companya de l	5.00	35.00	
8608	7			en de la companya de La companya de la co	4.50	18.00	100
6718	4		**		4.50	27.00	
6644	6				3.75	18.75	
6342	5		**		4.50	31.50	
8772	7				3.75	26.25	
6304	7		**		3.75	22.50	
6303	6		**		3.75	22.50	
6305	6		11 11 11 11 11 11 11 11 11 11 11 11 11		4.50	27.00	
6680	6	10 mg	11		4.50	27.00	
6682	6						
6334	3		11		3.75	11.25	
			DUPLICAT	E INVOICE			

Affidavit of Account (Proof of Claim)

STATE OF ALABAMA	
County of CLAY ss.	
S. O. Higgins	, of lawful age, being first duly
sworn, upon oath deposes and says:	
That he is Secretary-Treasury Higg	ins Slacks, Inc. (Formerlly Lineville Mfg. 60.)
a corporation organized under the laws of th	e'state of Alabama
a partnership composed of	to an extension of the second
a sole trader doing business as	
that the attached account against Ben H. Huxi	ord d/b/a The Sportsman Store
	, as well as the various items
•	affiant, just, true and correct, and the amount or
balance of Seven Hundred Fifty Five & 22/	(100 (\$755.22) — Dollars.
	l above all credits and set offs, with interest from
July 1 19.52 , at 6	per cent per annum.
	and:
	JWI MAGGWY
Subscribed and sworn to before me this	11 day of September 1953
My commission expires January 17,1955	Notary Public.

MANUFACTURERS

Slacks For Men And Boys

Telephone 99

LINEVILLE, ALABAMA

7975

SOLD TO

INVOICE -

The Sportsman Store

Fairhope, Alabama

TERMS-NET 20 DAYS

SALES- MAN	N.G.H.	SHIPPED VIA	P.P.	D	ATE 4-23-	-52
LOT NO.	QUALITY		ITEMS	PRICE	AMOUNT	TOTAL
8600	7	Mariana, es es anama anticara estado e	Men's	5.00	35.00	
8604	7		79	5.00	35.00	
8608	7		. 19	5.00	35.00	
6718	4		50	4.50	18.00	
6644	6		80	4.50	27.00	
6342	5	4 .	₹E	3.35	18.75	,
8772	7	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	***	4.50	31.50	
6304	7			3.75	26.25	
6303	6	*	ŧτ	3.75	22.50	
6305	6		19	3.75	22.50	
6680	6	+ 4.5	29	4.50	27.00	*
6682	6		99	4.50	27.00	
6334	3		#7	3.75	11.25	
			DUPLICATE INVOICE			

INVOICE

MANUFACTURERS

Slacks For Men And Boys

LINEVILLE, ALABAMA

Telephone 99

7975 Con t

SOLD TO

The Sportsman Store

Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN		SHIPPED VIA	DATE
LOT NO.	QUALITY	ITEMS	PRICE AMOUNT TOTA
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8700 8606 6722	6 6 4	Men ^e s	4.50 27.00 5.00 30.00
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			P.P. & Ins. 1.
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		DUPLICATE INVOICE	

INVOICE

HIGGINS SLACKS, INC.

MANUFACTURERS

Slacks For Men And Boys

LINEVILLE, ALABAMA

Telephone 99 INVOICE NO.

8329 TERMS-NET 30 DAYS The Sportsman's Store SOLD TO All Prices Subject to Change Without Notice. Returned Goods Will Not Be Accepted Unless Fairhope, Alabama We Are Notified Within 10 Days After Receipt of This Invoice.

MAN N.G.H.		VIA P.P.		DATE 4-29-52				
LOT NO.	QUALITY		ITEMS			PRICE	AMOUNT	TOTAL
8600 8604 8606 8608	2 3 4 8	ggermanne, gr Alexandri II Organis Mannerona. I	Men*s " " "			5.00 5.00 5.00 5.00	10.00 15.00 20.00 40.00	
				* 1		P.P. &	Ins.	85.00 1.21 86.21
			DUPLICATE INVOICE	CE	l	ľ		

MANUFACTURERS

Slacks For Men And Boys

Telephone 99

LINEVILLE, ALABAMA

8765

SOLD TO The Sport

INVOICE

The Sportsman Store

Fairhope, Alabama

TERMS-NET 30 DAYS

All Prices Subject to Change Without Notice. Returned Goods Will Not Be Accepted Unless We Are Notified Within 10 Days After Receipt

of This Invoice.

SALES- MAN	N.G.H.	SHIPPED VIA	P.P.		DA	TE 5-9-	·52
LOT NO.	QUALITY		ITEMS		PRICE	AMOUNT	TOTAL
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8770	7		Men's		4.50	31.50	
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			DUPLICATE INVOICE				

INVOICE

MANUFACTURERS

Slacks For Men And Boys

Telephone 99

LINEVILLE, ALABAMA

9155

SOLD TO

The Sportsman Store

Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN	N.G.H.	SHIPPED VIA	P.P.		DA	TE 5-16	-52
LOT NO.	QUALITY		ITEMS		PRICE	AMOUNT	TOTAL
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8600	3		Men?s	•	5.00	15.00	
8604	4 ;		77		5.00	20.00	
6524	12		**		3.75	45.00	
6208	8		38		3.25	26.00	
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INVOICE

HIGGINS SLACKS, INC.

MANUFACTURERS

Slacks For Men And Boys

Telephone 99 INVOICE NO.

LINEVILLE, ALABAMA

9258

SOLD TO The Sportsman Store Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN	N.G.H.	SHIPPED VIA	P.P.	D	ATE 5-19	EO
LOT NO.	QUALITY		ITEMS	PRICE	AMOUNT	TOTAL
8602 8608 8604 8600 6202 6204	8 11 6 8 5 5		Men [®] s	5.00 5.00 5.00 5.00 3.25 3.25	40.00 55.00 30.00 40.00 16.25 16.25	197.5 2.2 199.7
			DUPLICATE INVOICE			

INVOICE

MANUFACTURERS

Slacks For Men And Boys

Telephone 99 INVOICE NO.

LINEVILLE, ALABAMA

9830

The Sportsman Store SOLD TO Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN	N.G.H.	SHIPPED VIA	P.P.		D	ATE 5-27-	52
LOT NO.	QUALITY		ITEMS		PRICE	AMOUNT	TOTAL
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6300	33		Ass [®] t.		3.75	123.75	
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MANUFACTURERS

Slacks For Men And Boys

Telephone 99 INVOICE NO.

LINEVILLE, ALABAMA

The Sportsman Store SOLD TO Fairhope, Alabama

INVOICE

TERMS-NET 30 DAYS All Prices Subject to Change Without Notice. Returned Goods Will Not Be Accepted Unless We Are Notified Within 10 Days After Receipt of This Invoice.

SHIPPED SALES-N.G.H. P.P. 6-12-52 DATE VIA MAN ITEMS PRICE AMOUNT TOTAL QUALITY LOT NO. 6771 4.50 18.00 18.00 P.P. & Ins. 18.53 DUPLICATE INVOICE

MANUFACTURERS

Slacks For Men And Boys

Telephone 99 INVOICE NO.

1739

LINEVILLE, ALABAMA

SOLD TO

INVOICE

The Sportsman Store

Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN	N.G.H.	SHIPPED VIA	P.P.			DA	TE 6-23-	52
LOT NO.	QUALITY		ITEMS			PRICE	AMOUNT	TOTAL
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6614 6353	6 14		Men³s			4.50 3.75	27.00 52.50	
						4		70 70
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		-	DUPLICATE INVO	ICE				

INVOICE

SOLD TO

MANUFACTURERS

Slacks For Men And Boys

Telephone 99

LINEVILLE, ALABAMA

1456

The Sportsman Store

Fairhope, Alabama

TERMS-NET 30 DAYS

SALES- MAN	N.G.H.	SHIPPED VIA	P.P.			DA	ATE 6-18	-52
LOT NO.	QUALITY		ITEMS			PRICE	AMOUNT	TOTAL
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8744	9		95		1	4.50	40.50	
6339	3		20			3.75	11.25	
6343	4		· 90			3.75	15,00	
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6836	7		-90		}	5.00	35.00	1
6744	4	•	99			4.50	18.00	4.
						<i>m m</i>	2 Tma	187.25
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4 Me								エロフャンペ
. 1.			DUPLICATE IN	OICE				

Affidavit of Account

(Proof of Claim)

STATE OF ALABAMA	
County of CLAY	SS.
S. O. Higgins	, of lawful age, being first duly
sworn, upon oath deposes and says:	the same of the sa
That he is Secretary-Treasuer	Higgins Slacks, Inc. (Formerlly Lineville Mfg. 60.)
	s of the state of Alabama
a partnership composed of	
a sole trader doing business as	
that the attached account against Ben 1	4. Huxford d/b/a The Sportsman Store
of Fairhope, Alabama	, as well as the various items
	edge of affiant, just, true and correct, and the amount or
balance of Seven Hundred Fifty Five	2 & 22/100 (\$755.22) ———————————————————————————————————
shown thereon, is due and owing or	per and above all credits and set offs, with interest from
July 1 19.52 , at	
	Sorlinging
Subscribed and sworn to before m	e this II day of September 1953
My commission expires January 17,195	

LAW OFFICES

RICKARBY & RICKARBY

ELLIOTT G. RICKARBY (DECEASED)

FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

25 November 1953

Mrs. Alice J. Duck Cherk Circuit Cout Bay Minette, Ala.

Dear Mrs. Duck:

Mos 2096

Re: Higgins Slacks Vs: Ben H. Huxford

In this case we took judgment on 17 Hovember. Ten days has elapsed. The Code authorizes you to issue execution on judgment ten days after judgment is rendered.

Request you do so at once. We have just been informed that the Defendant is planning on moving out of the State so please hand them to the Sheriff together with the enclosed letter.

Yours very truly,

E. G. Rickarby, Jr.

R/i 1769

ec: Kahn & Kahn

2096.

LAW OFFICES

ELLIOTT G. RICKARBY

RICKARBY & RICKARBY

FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

21 September 1953

Mrs. Alice J. Duck Clerk Circuit Court Bay Minette, Ala.

Dear Mrs. Duck:

Re: Higgins Slacks, Inc.

Vs: Sportsmans Store

In this matter the statement of account does not show the individual items charged for but they are shown by separate invoices.

Has there ever been any ruling in our court where we have to attach the separate invoices to the statement where the items are just listed one by one?

This will run up the recording and filing expenses quite a bit so if we can get out of filing them, fine. Am enclosing them to be on the safe side.

Yours very truly,

R/i 1769 Higgins Slacks Inc agy

18

Ben A. Hufferd, and 4 d/b/a The Sportsmans Stre

on account

FILLD

S . _J 1953

ALLE L. MICK, Clark

ELLIOTT G. RICKARBY

RICKARBY & RICKARBY

FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

19 September 1953

Mrs. Alice J. Duck Clerk Circuit Court Bay Minette, Ala.

Dear Mrs. Duck:

Re: Higgins Slacks, Inc. Vs: Sportsmans Store

With this we hand you summons and complaint in the above mentioned matter together with deposit for costs in the sum of \$15.00 and ask that you process this case.

Thanks.

Yours very truly,

E. G. Rickarby, Jr.

R/i Encs. 1769

cc: Kahn & Kahn

cc : Mr. Ben Huxford

2096

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STATEMENT

HIGGINS SLACKS, INC.

MANUFACTURERS OF MEN'S AND BOY'S TROUSERS

LINEVILLE, ALABAMA; Sept 11 1953

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75527

The Aportsman Store Fairhope, Alobama INTEREST AT 8% PER ANNUM WILL BE CHARGED ON PAST DUE ACCOUNTS DATE BALANCE Survoice 1975 4 23 41550 " 8379 8621 3209 8765 5 16 9155 519 9258 9830 27 927 6 18 1456 23 ___ 1739

Check

13

20

STATEMENT

HIGGINS SLACKS, INC.

MANUFACTURERS OF MEN'S AND BOY'S TROUSERS

LINEVILLE, ALABAMA; Syx 11 19 5-3

INTEREST AT 8% PER ANNUM WILL BE CHARGED ON PAST DUE ACCOUNTS DATE BALANCE Survice 7975 41550 473 429 8379 370g 8765 9155 16 " 519 9258 5 27 9830 927 1853 1456 6/18 18954

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1739