

SUMMONS

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

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

YOU ARE HEREBY COMMANDED to summon GEORGE T. INGRAM doing business as INGRAM ELECTRIC COMPANY to appear within thirty days from the service of this writ in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, then and there to answer the complaint of MOORE-HANDLEY HARDWARE CO.

Witness my hand this the 27th day of November, 1953.

Alice J. Smith
Clerk

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COMPLAINT

MOORE-HANDLEY HARDWARE CO.,

PLAINTIFF

VS:

GEORGE T. INGRAM, doing business
as INGRAM ELECTRIC COMPANY,

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

COUNT I:

The Plaintiff claims of the Defendant the sum of ONE HUNDRED SEVENTY FOUR & 85/100 DOLLARS (\$174.85), together with interest thereon, due from him by account on, to wit: the 2nd day of November, 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 FOUR & 85/100 DOLLARS (\$174.85), together with interest thereon, due from him by account stated between the Plaintiff and the Defendant on, to wit: the 2nd day of November, 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 FOUR & 85/100 DOLLARS (\$174.85), together with interest thereon, due from him for merchandise, goods and chattels sold by the Plaintiff to the Defendant on, to wit: the 2nd day of November, 1953, which sum of money, with interest thereon is still unpaid.

Wm. H. Smith
Attorney for Plaintiff

There is attached to the original and made a part hereof an itemized statement of account sworn to by the Secretary of the Plaintiff showing the amount due on this account as of November 2, 1953.

Wm. H. Smith

Received in Sheriff's Office
this 22 day of Nov, 1953
TAYLOR WILKINS, Sheriff

18-8-53 #2135

SUMMONS AND COMPLAINT

MOORE-HANDLEY HARDWARE CO.

PLAINTIFF

VS:

GEORGE T. INGRAM, doing business
as INGRAM ELECTRIC COMPANY

DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

FILED
NOV 27 1953
ALICE J. DICK, Clerk

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

Received _____ day of _____ 19____
and on 8 day of Dec 1953
I served a copy of the within
on _____

By service on George T. Ingram

TAYLOR WILKINS, Sheriff

By Edley Standa

MOORE*HANDLEY HARDWARE CO.,

Plaintiff

VS.

GEORGE T. INGRAM, doing business
as INGRAM ELECTRIC COMPANY,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

Comes the defendant in the above entitled cause and demurs to the complaint, and separately and severally to each count thereof, and for grounds of demurrer, assigns, separately and severally the following:

1. Said Count states no cause of action against the defendant.

2. Said count is vague and indefinite.

3. The averments of the plaintiff are merely the conclusions of the plaintiff, with no facts alleged in support thereof.

4. There is no statement of account shown or alleged by which the defendant can be appraised of what he is called upon to defend.

5. There are no facts alleged to inform the defendant for what the sum claimed is due.

Arthur C. Epperson

Attorney for the defendant

Copy served on Plaintiff's
Attorney, Dec. 28, 1953.

Arthur C. Epperson

file

2135

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

MOORE HANDLEY HARDWARE, CO.

PLAINTIFF

VS

GEORGE T. INGRAM, doing
business as INGRAM ELECTRIC
COMPANY.

DEMURRERS

FILED

DEC 28 1953

ALICE L. DUCK, Clerk

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALABAMA

STATEMENT

MOORE-HANDLEY HARDWARE CO.

BIRMINGHAM 2, ALA.

INGRAM ELECTRIC CO.
FOLEY, ALABAMA

INTEREST CHARGED ON ALL BILLS AFTER MATURITY.
WHEN REMITTING PLEASE LIST INVOICES BEING PAID.

		*
OCT	5	2 3.1 8
	20	2.6 3 -
NOV	1	1.9 9 4
DEC	7	1.0 1
	8	3 1.2 6
	15	7.1 6
		1 0.1 7
	18	1 2.9 0
		9.2 9
	22	.8 1
	27	3.5 0
	29	5 8.6 0

1 7 5.1 9 s

JAN	11	2 1.6 3
	18	1 8.4 9
	22	2.6 8
	23	5.6 7
	30	1 5.0 3
FEB	6	1 3.5 4
	12	1 2.1 3
	13	2.0 7
	23	3.4 0
		6 0.9 6
MAR	26	2.8 3
		1.6 2
APR	6	1 9.2 5
JUN	8	1 0 0.0 0 -
AUG	22	1 9 6.8 4 -
NOV	9	1 8.3 4 -
	14	2 4.3 9 -
	27	1 5 4.1 5 -
DEC	27	1 0 0.0 0 -

1 5 4.4 5 s

MAR	8	1 7 9.2 0 -
	7	6 7.9 0
		1 1 4.6 4
MAY	4	5.7 6
AUG	11	1 1.3 0

1.7 4.8 5 *

STATE OF ALABAMA

COUNTY OF JEFFERSON

Before me, the undersigned authority in and for aforesaid county and state, who as a notary public under my seal of office, which seal of office is hereto attached, personally appeared S. H. Johnson, Jr.

known to me, who being duly sworn, upon his oath stated he is

Secretary of MOORE-HANDLEY HARDWARE COMPANY, Inc., a corporation organized and doing business under the laws of ALABAMA; that as such he makes this affidavit; that he is familiar with the books and business of MOORE-HANDLEY HARDWARE COMPANY, Inc.; that the attached account against Ingram Electric Company is just and correct within the knowledge of this affiant; that he has authority to make this affidavit and that he has personal knowledge of the matters contained herein; that the items thereon stated and composing the said account were sold and delivered to the said Ingram Electric Company at the special instance and request of the debtor and that credit has been duly given for all payments and just and lawful offsets to which

said account is entitled as thereon stated and that the balance thereof amounting to the sum of One hundred Seventy four & 85/100 (\$174.85) with interest from 12, 1947 is justly