

TONSMEIRE & MCFADDEN
ATTORNEYS AND COUNSELLORS AT LAW
22ND FLOOR FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA 36602

GEORGE A. TONSMEIRE
STOVA F. MCFADDEN
RAY G. RILEY, JR.

TELEPHONE: 433-6561
AREA CODE: 205

January 18, 1971

Mrs. Blackmon, Clerk
Circuit Court of Baldwin County
Baldwin County Courthouse
Bay Minette, Alabama

Re: Billups Western Petroleum v. 9372
Hobbar Black

Dear Mrs. Blackmon:

Personal service on the defendant in the captioned case was secured some time ago and he has failed to file an appearance. The complaint is based on an itemized verified account and a non-military affidavit was included with the original complaint.

Your assistance in securing a default judgment against the defendant in the amount of \$270.25 would be appreciated. Amount of judgment is made up of the requested principal of \$322.43, plus interest in the amount of \$17.82, less \$70.00 which the defendant paid on his account after the suit was filed.

Please forward a certificate of judgment rendered in the captioned cause when convenient.

Sincerely,

TONSMEIRE & MCFADDEN


Ray G. Riley, Jr.

RGR.ltk
Enclosure

P. S. Enclosed please find our firm check in the amount of \$16.50 to cover court costs in the case of Billups Western Petroleum v. Fred E. Peevy, Sr., Case No. 9348.

R. G. R.

BILLUPS WESTERN PETROLEUM :
COMPANY, a corporation,

Plaintiff

v.

HOBARD BLACK,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY,

ALABAMA

AT LAW

CASE NO. 9372

COUNT ONE

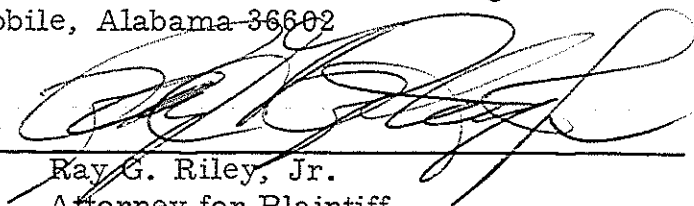
The plaintiff claims of the defendant, Three Hundred Twenty-Two and 43/100 Dollars (\$322.43), due from him by account on, to-wit, March 1, 1969, which sums of money, with the interest thereon, is due and unpaid. This suit is filed on an itemized statement of account, verified by the affidavit of a competent witness which is attached hereto and made a part hereof as though fully set out herein.

COUNT TWO

Plaintiff claims of the defendant Three Hundred Twenty-Two and 43/100 Dollars (\$322.43), due from him by account on, to-wit, March 1, 1969, which sums of money, with the interest thereon, is due and unpaid.

TONSMEIRE & McFADDEN
2210 First National Bank Building
Mobile, Alabama 36602

By


Ray G. Riley, Jr.
Attorney for Plaintiff

Defendant's Address for Service:

Route 1, Box 72-A
Daphne, Alabama

FILED

JUL 7 1970

ALICE J. DUCK

CLERK
REGISTER

SWORN STATEMENT OF ACCOUNT AND/OR NON-MILITARY SERVICE

STATE OF LOUISIANA

PARISH OF TANGIPAHOA

BEFORE ME, the undersigned authority, personally came and appeared


William B. Colvin who, after being duly sworn, deposed and said:

That affiant is Credit Manager
of petitioner herein, is duly authorized to make this affidavit
in the capacity stated, and is familiar with the accounts of
petitioner herein; that the balance shown on the itemized state-
ment of account, attached hereto as an exhibit, represents the
account owed by defendant,

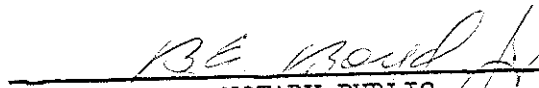
Hobbard Black
to petitioner herein, and after all proper allowance for payments
and credits made thereon, the true balance due on the account is
the sum of

THREE HUNDRED TWENTY TWO AND 43/100 (\$322.43)
Dollars; that the defendant (s) is (are) not in the Military
Services of the United States of America nor in that of any
of its' allies; that all of the facts alleged in the foregoing
petition are true and correct.

BILLUPS WESTERN PETROLEUM COMPANY, INC.


William B. Colvin, Credit Manager

SWORN TO AND SUBSCRIBED before me on this 23rd day of June, 1970.


NOTARY PUBLIC
B. E. Boyd, Jr.

BILLUPS

STATEMENT OF ACCOUNT

Hobbarb Black
A/C#08-40-53

DATE	DESCRIPTION	BALANCE
November, 1968	Purchases	\$102.55
December, 1968	Purchases	\$118.80
January, 1969	Purchases	\$113.73
February, 1969	Purchases	\$ 37.35
February 28, 1969	Payment	<u>\$ 50.00</u>
	Account Total	\$322.43

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 9372

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Hobbard Black

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

Hobbard Black Defendant

by Billups Western Petroleum Company, A Corp

Plaintiff

Witness my hand this 7 day of July 19 70

Alice J. Duck Clerk

4:7-17-70

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

BILLUPS WESTERN PETROLEUM,
a corp

Plaintiffs

vs.

HOBBARD BLACK

626-9410

Defendants

SUMMONS AND COMPLAINT

old NW 31 S side 31

Filed 7-7 19...70

Alice J. Duck

Clerk

Tonsmier & McFadden

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Rt 1 72-A
DAPHNE, ALA.

Received In Office

July 7 1970

Taylor & Wilkins Sheriff

I have executed this summons

this 17 July 1970

by leaving a copy with

Howard Black

Sheriff claims 44 miles at

Ten Cents per mile Total \$ 4.40

TAYLOR WILKINS, Sheriff

BY Crook
DEPUTY SHERIFF

W. R. P. Sheriff
Deputy Sheriff

44 MILES