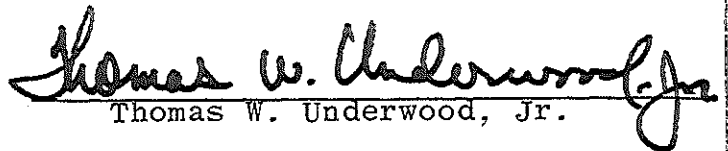


STATE OF ALABAMA)


BALDWIN COUNTY)

AFFIDAVIT

Before me, Janice L. Childress, a Notary Public in and for said County and said State, personally appeared Thomas W. Underwood, Jr., Attorney at Law and solicitor for the Complainant in the case of Foley Implement Company, Inc. vs. Robert Eicher, in the Circuit Court of Baldwin County, Alabama, in Equity, who is known to me, and who, after being by me first duly and legally sworn, deposes and says under oath as follows: That his name is Thomas W. Underwood, Jr. and he is over the age of twenty-one years and a resident of Foley, Baldwin County, Alabama; that Robert Eicher is over the age of twenty-one years and is a non-resident of the State of Alabama, and that his place of residence and post office address is 1600 Dawn, Merced, California 95340.


Thomas W. Underwood, Jr.

Sworn to and subscribed before
me this 1st day of April, 1971.


Notary Public, Baldwin County
State of Alabama

FILED

APR 1 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

STATE OF ALABAMA)
BALDWIN COUNTY) IN THE CIRCUIT COURT LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Robert Eicher to appear within thirty (30) days from the service of this writ in the Circuit Court to be held for said County at the place of holding same, then and there to answer the complaint of Foley Implement Company, Inc.

WITNESS my hand this the 5 day of Dec., 1970.
Alice J. Black
Clerk

FOLEY IMPLEMENT COMPANY, INC.,) IN THE CIRCUIT COURT OF
a corporation, Foley, Alabama,)
Plaintiff,) BALDWIN COUNTY, ALABAMA,
vs.) AT LAW
ROBERT EICHER,)
Defendant.) CASE NO. 9588

COUNT I

The Plaintiff, Foley Implement Company, Inc., a corporation, claims of the Defendant, Robert Eicher, \$1,334.70, and the interest thereon from August 1, 1970, for merchandise sold and services rendered to the said Robert Eicher on, to-wit: between August, 1967 and August, 1970, at his request, and which sum is due and unpaid. An itemized statement of account, verified by affidavit, is attached hereto pursuant to Section 378 of Title 7 of the Code of Alabama of 1940, Recompiled 1958.

Thomas W. Underwood Jr.
Attorney for Plaintiff

Defendant may be served at:
Box 196
Foley, Alabama

FILED

DEC 1 1970

ALICE J. BLACK CLERK REGISTER

C. G. C.

7, F,

9588

Foley Implement
Co. Inc. a corp.
Foley, Ala.

vs.

Robert Eicher

Thomas W. Underwood, Jr.

Received 7 day of Dec 1970
I enclose a copy of the within SVC
on Robert Eicher

By service on _____
TAYLOR WILKINS, Sheriff
By _____ D. S.

Sherrif claims _____ miles at
Ten Cents per mile Total \$ _____
TAYLOR WILKINS, Sheriff

by _____ DEPUTY SHERIFF

Not found in my ownry after diligent search and in-
quiry.

Deputy Sheriff
Deputy Sheriff

Moved to Calif.

SVC
21

FOLEY IMPLEMENT COMPANY, INC.

P. O. Box 429

Foiey, Alabama 36535 - Ph. 943-5550


John Deere Agricultural Equipment
Summary by month of Robert Eicher's account.

		<u>Charges</u>	<u>CREDITS</u>	<u>BALANCE OF ACCOUNT.</u>
August, 1967	Parts Workorder	\$42.56 512377		\$ 555.33
October, 1967	Parts	9.85		565.18
December, 1967	Parts	11.06	Paid \$ 300.00	276.24
January, 1968	Workorder	153.35		429.59
February, 1968	Parts	99.23		528.82
March, 1968	Equipment	1,895.68	Trade-in 1,267.75 Paid 627.93	
	Parts Workorder	43.11 163.82	Paid 200.00	535.75
April, 1968	Parts	220.20	Return 5.93	750.02
May, 1968	Parts	184.88	Paid 200.00	734.90
June, 1968	Parts Workorder	26.54 5.00		766.44
August, 1968	Parts Workorder	12.98 749.18		1,528.60
September, 1968	Parts	9.74		1,538.34
October, 1968	Parts	6.70		1,545.04
November, 1968	Parts	24.94	Return 13.12 John Deere	1,556.86
December, 1968	Equipment	696.20	Retail Note 832.00 Paid 809.24	611.82
January, 1969	Parts	372.87		984.69
February, 1969	Parts	39.83		1,024.52
March, 1969	Parts Workorder	66.74 64.81		1,156.07
April, 1969	Parts	37.12		1,193.19
May, 1969	Parts	286.68		1,479.87
June, 1969	Parts Equipment	145.85 618.87	Return 33.36 Paid 160.87 CCEC Note 438.00	1,592.36



John Deere Agricultural Equipment

Continuation of Summary on Robert Eicher's Account

	<u>CHARGES</u>	<u>CREDITS</u>	<u>BALANCE OF ACCOUNT</u>
			Fwd. \$ 1,592.36
July, 1969	Parts \$ 38.16		1,630.52
October, 1969	Parts 62.83		1,693.35
November, 1969	Parts 13.46		1,706.81
February, 1970		Paid \$ 500.00	1,206.81
August, 1970	Parts 127.89		1,334.70

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Virginia Dodd, a Notary Public in and for said County in said State, personally appeared John M. Schaff, who is known to me, and who, after being by me first duly and legally sworn, deposes and says that he is President of Foley Implement Company, Inc., a corporation, and as such is familiar with the accounts of said corporation; that the foregoing statement of account of said firm against Robert Eicher is just, true and correct, and that there is now due on said account to Foley Implement Company, Inc., the sum of \$1,334.70, plus accrued interest thereon, after deducting all just credits, off-sets or counter claims.

Sworn to and subscribed before me on this
4th day of December, 1970.

Virginia Dodd
Notary Public, Baldwin County
State of Alabama

at Large

John M. Schaff



John Deere Agricultural Equipment

Summary by month of Robert Eicher's account.

		<u>Charges</u>	<u>CREDITS</u>	<u>BALANCE OF ACCOUNT.</u>
August, 1967	Parts	\$42.56		\$ 555.33
	Workorder	512377		
October, 1967	Parts	9.85		565.18
December, 1967	Parts	11.06	Paid \$ 300.00	276.24
January, 1968	Workorder	153.35		429.59
February, 1968	Parts	99.23		528.82
March, 1968	Equipment	1,895.68	Trade-in 1,267.75	
			Paid \ 627.93	
	Parts	43.11		
	Workorder	163.82	Paid 200.00	535.75
April, 1968	Parts	220.20	Return 5.93	750.02
May, 1968	Parts	184.88	Paid 200.00	734.90
June, 1968	Parts	26.54		
	Workorder	5.00		766.44
August, 1968	Parts	12.98		1,528.60
	Workorder	749.18		1,538.34
September, 1968	Parts	9.74		1,545.04
October, 1968	Parts	6.70		1,556.86
November, 1968	Parts	24.94	Return 13.12	
			John Deere	
December, 1968	Equipment	696.20	Retail Note 832.00	611.82
			Paid 809.24	
January, 1969	Parts	372.87		984.69
February, 1969	Parts	39.83		1,024.52
March, 1969	Parts	66.74		1,156.07
	Workorder	64.81		1,193.19
April, 1969	Parts	37.12		1,479.87
May, 1969	Parts	286.68		
June, 1969	Parts	145.85	Return 33.36	
	Equipment	618.87	Paid 160.87	
			CCEC Note 438.00	1,592.36

FOLEY IMPLEMENT COMPANY, INC.
P. O. Box 429
Foley, Alabama 36535- ph 943-5550

JOHN DEERE AGRICULTURAL EQUIPMENT

Continuation of Summary on Robert Eicher's Account

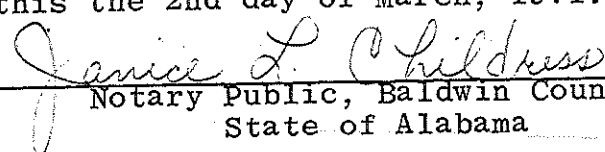
		CHARGES	CREDITS	BAL. OF ACCOUNT
				Fd. \$ 1,592.36
July 1969	Parts	\$ 38.16		1,630.52
October 1969	Parts	62.83		1,693.35
November, 1969	Parts	13.46		1,706.81
February, 1970			\$ 500.00	1,206.81
August 1970	Parts	127.89		1,334.70
January 18, 1971			800.00 by Max Russell	534.70

STATE OF ALABAMA
BALDWIN COUNTY

BEFORE me, Janice L. Childress, a Notary Public in and for said County in said State, personally appeared JOHN M. SCHAFF, who is known to me, and who, after being by me first duly add legally sworn, deposes and says that he is President of Foley Implement Company, Inc., a corporation, and as such is familiar with the accounts of said corporation; that the foregoing statement of account if said firm against ROBERT EICHER is just, true and correct, and that there is now due on said account to Foley Implement Company, Inc., the sum of \$534.70, plus accrued interest thereon, after deducting all just credits, off-sets or counter claims.


John M. Schaff

Sworn to and subscribed before me on
this the 2nd day of March, 1971.


Notary Public, Baldwin County
State of Alabama

STATE OF ALABAMA)
) IN THE CIRCUIT COURT . . LAW SIDE
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon ROBERT EICHER to appear within thirty (30) days from the service of this writ in the Circuit Court to be held for said County at the place of holding same, then and theretto answer the complaint of FOLEY IMPLEMENT COMPANY, INC.

WITNESS my hand this the 4 day of March, 1971.

Eunice B. Blackmon
Clerk

* * * * *

FOLEY IMPLEMENT COMPANY, INC.,)	
A CORPORATION, Foley, Alabama,)	
Plaintiff,)	IN THE CIRCUIT COURT OF
vs.)	BALDWIN COUNTY, ALABAMA
ROBERT EICHER,)	AT LAW
Defendant.)	CASE NO. <u>9230</u>

COUNT I

The Plaintiff, FOLEY IMPLEMENT COMPANY, INC., a corporation, claims of the Defendant, ROBERT EICHER, Five Hundred Thirty-four and 70/100 Dollars (\$534.70) and the interest thereon from August 1, 1970, for merchandise sold and services rendered to the said ROBERT EICHER on, to-wit: Between August, 1967, and August, 1970, at his request, and which sum is due and unpaid. An itemized statement of account, verified by affidavit, is attached hereto pursuant to Section 378 of Title 7 of the Code of Alabama of 1940, Recompiled 1958.

Thomas W. Henderson
Attorney for Plaintiff

Defendant may be served by
Registered Mail at:

1600 Dawn
Merced, California 9530

or
by personal service at:
Foley, Alabama

FILED

MAR 4 1971

EUNICE B. BLACKMON
CIRCUIT CLERK

10 March 1971

Taylor Wilkins Sheriff
B. C. Chelton
Deputy Sheriff

Sheriff claims _____
Ten Cents per mile Total \$ _____
TAYLOR WILKINS, Sheriff

BY _____
DEPUTY SHERIFF

Received _____ day of _____
and on _____ day of _____
I served a copy of the within _____
on _____
By service on _____
TAYLOR WILKINS, Sheriff
By _____ D.S.

9730
9588
FOLEY IMPLEMENT COMPANY, INC.
a corporation,

Plaintiff,

vs.

ROBERT EICHER,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

Amend. 3 & C.

FILED

MAR 4 1971

EUNICE B. BLACKMON
CIRCUIT CLERK

FOLEY IMPLEMENT COMPANY, INC.,)
A CORPORATION, Foley, Alabama,)

Plaintiff,)

vs.)

ROBERT EICHER,)

Defendant.)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 9588

MOTION FOR DEFAULT JUDGMENT

Comes the Plaintiff in the above styled cause and files this
its motion for default judgment for the amount sued for against
the Defendant on the grounds that more than thirty (30) days have
elapsed since service of the summons and complaint upon said
Defendant and that said summons was duly served according to law
and that said Defendant has failed to answer, plead, or demur to
the Complaint in this cause.


Attorney for Plaintiff

FILED

JUN 3 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

CECIL G. CHASON

Attorney at Law

THOMAS W. UNDERWOOD, JR.
ASSOCIATE

December 4, 1970

P. O. DRAWER 458
216 W. LAUREL AVENUE
FOLEY, ALABAMA 36535
PHONE 205/943-3171

Mrs. Alice J. Duck
Clerk of the Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama

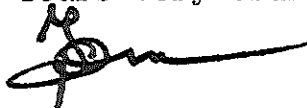
Re: Jack Govan vs. John Stewart,
Foley Implement Company vs.
Raymond Eicher, and
Foley Implement Company vs.
Robert Eicher.

9588
9589
9590

Dear Mrs. Duck:

I am enclosing a summons and complaint to be filed in
each of the above styled cases.

Yours very truly,



Thomas W. Underwood, Jr.

TWU, Jr./vd
Enc.

CECIL G. CHASON

THOMAS W. UNDERWOOD, JR.
ASSOCIATE

Attorney at Law

P. O. DRAWER 458
216 W. LAUREL AVENUE
FOLEY, ALABAMA 36535
PHONE 205/943-3171

March 2, 1971

Blackmon
9730
Mrs. Eunice Tindal
Clerk of Court
Bay Minette, Alabama

Re: Foley Implement Company, Inc. vs.
Robert Eicher

Dear Mrs. Tindal:

Some time ago I filed a summons and complaint in the case mentioned above for service by registered mail, and service was not perfected. There has now been a credit to the account reducing the amount of the claim. We also believe that the respondent can be served in Foley at this time.

Therefore, I am enclosing a new summons and complaint in this case and ask that you return the first summons and complaint filed.

Yours very truly,

Tom

Thomas W. Underwood, Jr.

TWU,Jr/jc

Encl.

CECIL G. CHASON

Attorney at Law

THOMAS W. UNDERWOOD, JR.
ASSOCIATE

P. O. DRAWER 458
216 W. LAUREL AVENUE
FOLEY, ALABAMA 36535
PHONE 205/943-3171

March 30, 1971

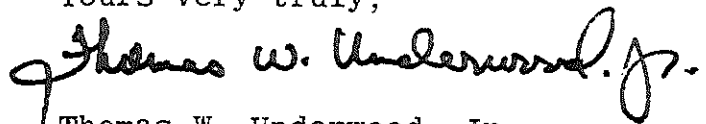
Mrs. Eunice B. Blackmon
Clerk of Court
Bay Minette, Alabama

Re: Foley Implement Company, Inc.
vs. Robert Eicher
Case No. 9780

Dear Mrs. Blackmon:

I am enclosing the required affidavit of non-
resident in the case mentioned above.

Yours very truly,


Thomas W. Underwood, Jr.

TWU, Jr/jc
Encl.

CECIL G. CHASON

Attorney at Law

THOMAS W. UNDERWOOD, JR.
ASSOCIATE

March 23, 1971

P. O. DRAWER 458
216 W. LAUREL AVENUE
FOLEY, ALABAMA 36535
PHONE 205/943-3171

Mrs. Eunice B. Blackmon
Clerk of the Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama 36507

Re: Foley Implement Company, Inc.,
vs. Robert Eicher, Case #9730

Dear Mrs. Blackmon:

Please serve the defendant in the above styled case
by Registered Mail at 1600 Dawn, Merced, California 95340.

Yours very truly,



Thomas W. Underwood, Jr.

TWU, Jr./vd

STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT . . . LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Robert Eicher to appear within thirty (30) days from the service of this writ in the Circuit Court to be held for said County at the place of holding same, then and there to answer the complaint of Foley Implement Company, Inc.

WITNESS my hand this the 5 day of Dec, 1970.

Alice J. Duck
Clerk

FOLEY IMPLEMENT COMPANY, INC.,)	IN THE CIRCUIT COURT OF
a corporation, Foley, Alabama,)	
)	BALDWIN COUNTY, ALABAMA,
Plaintiff,)	
)	
vs.)	AT LAW
)	
ROBERT EICHER,)	
)	
Defendant.)	CASE NO. 9588

COUNT I

The Plaintiff, Foley Implement Company, Inc., a corporation, claims of the Defendant, Robert Eicher, \$1,334.70, and the interest thereon from August 1, 1970, for merchandise sold and services rendered to the said Robert Eicher on, to-wit: between August, 1967 and August, 1970, at his request, and which sum is due and unpaid. An itemized statement of account, verified by affidavit, is attached hereto pursuant to Section 378 of Title 7 of the Code of Alabama of 1940, Recompiled 1958.

Thomas W. Underwood, Jr.
Attorney for Plaintiff

Defendant may be served at:
Box 196
Foley, Alabama

FILED

DEC 6 1970

ALICE J. DUCK

CLERK
REGISTER

FOLEY IMPLEMENT COMPANY, INC.

P. O. Box 429

Foley, Alabama 36535 - Ph. 943-5550



John Deere Agricultural Equipment

Summary by month of Robert Eicher's account.

		<u>Charges</u>	<u>CREDITS</u>	<u>BALANCE OF ACCOUNT.</u>
August, 1967	Parts	\$42.56		\$ 555.33
	Workorder	512.77		
October, 1967	Parts	9.85		565.18
December, 1967	Parts	11.06	Paid \$ 300.00	276.24
January, 1968	Workorder	153.35		429.59
February, 1968	Parts	99.23		528.82
March, 1968	Equipment	1,895.68	Trade-in 1,267.75	
			Paid 627.93	
	Parts	43.11		
	Workorder	163.82	Paid 200.00	535.75
April, 1968	Parts	220.20	Return 5.93	750.02
May, 1968	Parts	184.88	Paid 200.00	734.90
June, 1968	Parts	26.54		
	Workorder	5.00		766.44
August, 1968	Parts	12.98		
	Workorder	749.18		1,528.60
September, 1968	Parts	9.74		1,538.34
October, 1968	Parts	6.70		1,545.04
November, 1968	Parts	24.94	Return 13.12	1,556.86
			John Deere	
December, 1968	Equipment	696.20	Retail Note 832.00	
			Paid 809.24	611.82
January, 1969	Parts	372.87		984.69
February, 1969	Parts	39.83		1,024.52
March, 1969	Parts	66.74		
	Workorder	64.81		1,156.07
April, 1969	Parts	37.12		1,193.19
May, 1969	Parts	286.68		1,479.87
June, 1969	Parts	145.85	Return 33.36	
	Equipment	618.87	Paid 160.87	
			CCEC Note 438.00	1,592.36

FOLEY IMPLEMENT COMPANY, INC.

P. O. Box 429

Foley, Alabama 36535 - Ph. 943-5550



John Deere Agricultural Equipment

Continuation of Summary on Robert Eicher's Account

		<u>CHARGES</u>	<u>CREDITS</u>	<u>BALANCE OF ACCOUNT</u>
July, 1969	Parts	\$ 38.16		Fwd. \$ 1,592.36
				1,630.52
October, 1969	Parts	62.83		1,693.35
November, 1969	Parts	13.46		1,706.81
February, 1970			Paid \$ 500.00	1,206.81
August, 1970	Parts	127.89		1,334.70

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Virginia Dodd, a Notary Public in and for said County in said State, personally appeared John M. Schaff, who is known to me, and who, after being by me first duly and legally sworn, deposes and says that he is President of Foley Implement Company, Inc., a corporation, and as such is familiar with the accounts of said corporation; that the foregoing statement of account of said firm against Robert Eicher is just, true and correct, and that there is now due on said account to Foley Implement Company, Inc., the sum of \$1,334.70, plus accrued interest thereon, after deducting all just credits, off-sets or counter claims.

Sworn to and subscribed before me on this 4th day of December, 1970.

Virginia Dodd
Notary Public, Baldwin County
State of Alabama

at Large

STATE OF ALABAMA)

BALDWIN COUNTY)

AFFIDAVIT

Before me, Janice L. Childress, a Notary Public in and for said County and said State, personally appeared Thomas W. Underwood, Jr., Attorney at Law and solicitor for the Complainant in the case of Foley Implement Company, Inc. vs. Robert Eicher, in the Circuit Court of Baldwin County, Alabama, in Equity, who is known to me, and who, after being by me first duly and legally sworn, deposes and says under oath as follows: That his name is Thomas W. Underwood, Jr. and he is over the age of twenty-one years and a resident of Foley, Baldwin County, Alabama; that Robert Eicher is over the age of twenty-one years and is a non-resident of the State of Alabama, and that his place of residence and post office address is 1600 Dawn, Merced, California 95340.

Thomas W. Underwood, Jr.
Thomas W. Underwood, Jr.

Sworn to and subscribed before
me this _____ day of March, 1971.

Notary Public, Baldwin County
State of Alabama