

1. ~~Robert, William E., Housewife, 167 White Av. Fairhope, Ala.~~ P4
2. ~~Roberts, Willie Ann, Housewife, 202 Bowler Av., Bay Minette~~ D3
3. ~~Woods, Frank, Housewife, 1000 Shop, Rt. Silverhill, Fairhope~~
4. ~~Vick, Nigel, Farm. Rd. 600 W. 7th St. Bay Minette, Robertsdale~~ D5
5. ~~Hall, Carol E., Mtr., Asst. Mgr. S. S., 203 Gaston Av. Fairhop, Pensacola, Fla.~~
6. ~~Hall, David E., Elect Scott Paper Co., 12 Fels Av. Fairhope, Mobile~~
7. ~~Hall, Rita M., Housewife, 12 Fels Av. Fairhope~~
8. ~~Housseman, Katherine G., Housewife, 301 Cedar St., Bay Minette~~ P7
9. ~~Jeffery, Wm., A., Asst Cashier Merch. Natl Bk. 607 Spanish Main St. Spanish Fort, Mobile~~
10. ~~Joyner, Dunk, Ala. Dry Dock, 306 George St., Fairhope, Mobile~~ P3
11. ~~Joyner, J. E., Retired, 306 Equity St. Fairhope~~ D6
12. ~~Strickland, D. Marvin, Supv. St. Hwy Dept. 1864 Collier Av. Bay Minette~~
13. ~~Long, Robert Supvr. City Utilities, 483 Dogwood Av. Fairhope~~
14. ~~Bowett, Quina O., Housewife, 166 Pier St. Fairhope~~
15. ~~Maradik, Paul Rudolph, Custdn VFW., 102 N. Bancroft St. Fairhope~~
16. ~~McGallagher, Joseph H., ofc. Worker, Sea Cliff Dr., Fairhope, Mobile~~
17. ~~Moore, Otto W., Farmer, Marlow Rd. RFD., Fairhope~~ D1
18. ~~Neal, K. L., Retired, 848 N. Greeno Rd. Fairhope~~
19. ~~Bresley, Paye C., Bkpr. Bald Co. Bank, 100 W. 8th St. Bay Minette~~
20. ~~Petty, John, Eng. Shell Chem., 512 Spanish Main, Spanish Fort~~
21. ~~Coleman, John D., City Employee, 108 N. Section St., Fairhope~~
22. ~~Corley, Alex B., Ofc. NAS, 601 Elaine Av., Bay Minette, Pensacola, Fla.~~ P1
23. ~~Corley, Casteva, Ofc. NAS, 1601 Elaine Av., Bay Minette, Pensacola~~
24. ~~Del Homme, Selwyn A., Expediter Int. Paper Co. 161 Fig St. Fairhope~~
25. ~~De Miller, Walter E., Chem, Eng. Scott Paper Co. 931 Sea Cliff Dr. Fairhope, Mobile~~
26. ~~Martina M. Earle, Blacksher~~ P6
27. ~~Flowers, W. D., Logger, 1907 McVillan Av. Bay Minette~~ D7
28. ~~Ganey, Silas, Jr., Mch. Monsanto, 301 Vine St. Bay Minette, Pensacola, Fla.~~
29. ~~Adkins, Ira C., Linesman City of F'hope 4 Laraway La. Fairhope~~
30. ~~Allen, Harrington, Grand Hotel (Waiter), P.O. Box 387, Battles Wharf, Point Clear~~
31. ~~Antinarella, Mike, Mtr. Co. 509 Fairhope, Av. Fairhope~~
32. ~~Barr, Ruth, Housewife, Stuart St., Daphne, Ala.~~
33. ~~Biggs, Harold S., Agt. Farm Bureau Ins., 252 N. Ingleside Av. Fairhope~~ P2
34. ~~Brill, Jimmy Electrician Town of R'dale, Robertsdale, Robertsdale~~
35. ~~Brown, Cordell W., Punch Agt. Standard Furr. Rt. 1 Box 261 Daphna, Bay Minette~~
36. ~~Richardson, La Velle J., Controller Int. Paper Co. 125 Fairway Dr. Daphne, Mobile,~~ P5
37. ~~Wrenn, Winona, Housewife, Bay Minette~~
38. ~~McGill, Harold B., Merchant, Bardico, Perdido~~ D4
39. ~~Bowett, Clyde, Painter, Fairhope~~ D2
40. ~~Roberts, Malcolm, Kaiser, Bay Minette~~

P XXXX XX

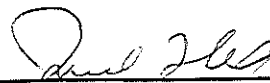
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The Defendant demands a trial by jury in said cause.

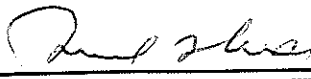
  
FRED F. SMITH, JR.  
Attorney for Defendant

ATTORNEY FOR PLAINTIFF:

John V. Duck

CERTIFICATE OF SERVICE

I hereby certify that I have on this 11 day of January, 1971, served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States mail, properly addressed and first class postage prepaid.

  
FRED F. SMITH, JR.

**FILED**

JAN 18 1971

**ALICE J. DUCK** CLERK  
REGISTER

JOHN V. DUCK  
Attorney at Law  
P. O. DRAWER Y - FAIRHOPE, ALABAMA

M E S S A G E

R E P L Y

TO Mrs. Alice J. Duck  
Bay Minette, Ala.

DATE

DATE December 29, 1970

Re: George T. Fowler vs. Bay Nautical  
Supply Company, Inc.

Dear Mrs. Duck:

Enclosed please find Bill of Complaint to  
be filed, together with copy of same and  
Summons to be served.

Sincerely,

John V. Duck  
(24)

SIGNED


SIGNED

✓ GEORGE T. FOWLER,	*	IN THE CIRCUIT COURT OF
Plaintiff	*	BALDWIN COUNTY, ALABAMA
vs	*	AT LAW
BAY NAUTICAL SUPPLY COMPANY,	*	
INC.,	*	
Defendant		CASE NO. 9625

Comes now the defendant, BAY NAUTICAL SUPPLY COMPANY, INC., and files the following separate and several pleas to the plaintiff's complaint and separately and severally says as follows:

1. The defendant pleads the general issue.
2. The defendant says it is not indebted to the plaintiff.
3. The defendant says that any agreement declared upon by the plaintiff was not authorized by the corporation, its Board of Directors or its Officers, and hence the plaintiff cannot recover of the defendant.
4. The defendant says that the agreement declared upon by the plaintiff was an ultra vires act of the corporation and not ratified by its Board of Directors or its Officers.
5. The defendant says that the said plaintiff upon the expiration of the lease received back the building and a new floor which had been installed therein which was better than the condition of the floor when the building was leased and that there has been accord and satisfaction between the parties at the time of the return of the said building.

6. The defendant says that the said plaintiff has accepted the said building back at the termination of the said lease and accepted a new floor that had been installed during the period of the lease and that there was accord and satisfaction upon the termination of the leasehold term and agreement that the floor was in a better condition and more suitable for use than at the time of the beginning of the lease.



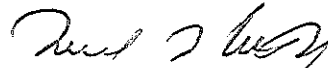
FRED F. SMITH, JR.  
Attorney for Defendant

ATTORNEY FOR PLAINTIFF:

John Duck

CERTIFICATE OF SERVICE

I hereby certify that I have on this 22 day of Dec, 1971, served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States mail, properly addressed and first class postage prepaid.



FRED F. SMITH, JR.

**FILED**

DEC 30 1971

EUNICE B. BLACKMON CIRCUIT  
CLERK