

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 Linden Construction Company, Inc., a corporation, to appear within thirty 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 Magnolia Hollow Metal Hardware & Building Specialties Co., Inc., a corporation.

Witness my hand this 17 day of August, 1972.

Ernie B. Blackmon
Clerk

MAGNOLIA HOLLOW METAL HARD-	X	
WARE & BUILDING SPECIALTIES		
CO., INC., a corporation,	X	IN THE CIRCUIT COURT OF
Plaintiff,	X	
vs.	X	BALDWIN COUNTY, ALABAMA
LINDEN CONSTRUCTION COMPANY,	X	AT LAW NO: <u>10,553</u>
INC., a corporation,	X	
Defendant.		

COUNT ONE

The Plaintiff claims of the Defendant the sum of Two Hundred Thirty-seven Dollars and Twelve Cents (\$237.12) due from the Defendant by account on the 7th day of August, 1972, which sum of money with interest thereon, is still unpaid.

COUNT TWO

The Plaintiff claims of the Defendant the sum of Three Hundred Eighty-four Dollars and Sixty-four Cents (\$384.64) due

from the Defendant by account on the 7th day of August, 1972,
which sum of money with interest thereon is still unpaid.

CHASON, STONE & CHASON

BY: John E. Chason
Attorneys for Plaintiff

There is attached to the original hereof an itemized
verified statement of the account sued upon.

CHASON, STONE & CHASON

BY: John E. Chason

FILED

AUG 17 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

~~STATE OF ALABAMA~~ ^{Mississippi}
Lauderdale
~~BALDWIN~~ COUNTY

Before me, the undersigned authority, personally appeared
Sam Davidson, who is known to me and who,
after being by me first duly and legally sworn, did depose and say
under oath as follows:

My name is Sam Davidson and I am
Sec. - Treas. of Magnolia Hollow Metal Hardware &
Building Specialties Co., Inc., and as such, have full and complete
knowledge of the books and records of said corporation. The at-
tached statement of account of Linden Construction Company, Inc.,
a corporation, in the amount of Two Hundred Thirty-seven Dollars
and Twelve Cents (\$237.12), is a true and correct statement of
the account as the same exists after allowing all just credits.

WITNESS my hand and seal this 7th day of Aug.,
1972.

Sam (SEAL)

Sworn to and subscribed before
me this 7th day of Aug.,
1972.

Beulah L. ...
Notary Public, Lauderdale County, Mississippi
My Commission Expires April 24, 1976

FILED

AUG 17 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

STATE OF ~~ALABAMA~~ *Mississippi*
Lauderdale
~~BALDWIN~~ COUNTY

Before me, the undersigned authority, personally appeared Sam Swidson, who is known to me and who, after being by me first duly and legally sworn, did depose and say under oath as follows:

bath as follows:

My name is Sam Davidson and I am Sec. - Treas. of Magnolia Hollow Metal Hardware & Building Specialties Co., Inc., and as such, have full and complete knowledge of the books and records of said corporation. The attached statement of account of Linden Construction Company, Inc., a corporation, in the amount of Three Hundred Eighty-four Dollars and Sixty-four Cents (\$384.64), is a true and correct statement of the account as the same exists after allowing all just credits.

WITNESS my hand and seal this 2nd day of Aug.,
1972.

Sworn to and subscribed before

me this 7th day of Aug., 1972.

Robert L. McMan
Notary Public, Lauderdale County, Mississippi

My Commission Expires: April 24, 1976

A

B

C

D

AUG 17 1962

EUNICE B. BLACKMON CIRCUIT
CLERK

MAGNOLIA

99

HOLLOW METAL. HARDWARE AND BLDG. SPECIALTIES CO., INC.

MONTGOMERY, ALABAMA

P. O. BOX 422

DATE

10-29-71

INV.

TAX

LOAD

SOLD TO LINDEN CONSTRUCTION CO
Post Office Box 218
SILVERHILL ALABAMA 36526

S (SAME)

(PICKED UP)

HIP Tyndall Components Test Facility
Tyndall AFB Florida

#32-52810-003

329014

WHEN SHIP

OUR TRUCK
YOUR TRUCK
MTR. FRT.

TERMS (C.O.D.)

(1/5% 10 DAYS - NET 30)

CUST. ORDER NO.

666-5

SALES CODE

JOB

CHK

QUANTITY
ORDERED

QUANTITY
SHIPPED

SIZE

LGTH.

SHAPE - DESCRIPTION

TOTAL WT.

UNIT PRICE

EXTENSION

(FRAME SHIPMENT COMPLETE)

14 14

FRAMES

MK 121-D-20

ALL FOR

228 00

4% FLA TAX

9 12

TOTAL

237 12

WRITTEN BY:

#5200-#190-03

REC'D BY

HOME VALUE COPY

TOTAL 29.20

MAGNOLIA

HOLLOW METAL, HARDWARE AND BLDG. SPECIALTIES CO., INC.

PHONE 483-7348

MERIDIAN, MISSISSIPPI

P. O. BOX 766 39301

9172

DATE

MARCH 21-72

INV.

TAX

LOAD

S
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T
O

LINDEM CONSTRUCTION CO.
PO BOX 217
JACKSONVILLE ALA

S
H
I
P
T
O

(SAME)

(PICKED UP)

90 A/C COMPONENTS
TEST FAC
TENDALL AFB

31-52210-003

WHEN SHIP

OUR TRUCK
YOUR TRUCK
MTR. FRT.

TERMS (C.O.D.)
(1/2% 10 DAYS - NET 30)

CUST. ORDER NO.

SALES CODE

31-2010

JOB

A/C COMPONENTS
TEST FAC

CHK	QUANTITY ORDERED	QUANTITY SHIPPED	SIZE	LGTH.	SHAPE - DESCRIPTION	TOTAL WT.	UNIT PRICE	EXTENSION
			DOOR SHIPMENT		ORDER COMPLETE			
	2		DOORS					
			2 ARCH DZ					159.00
					4 7/8 Jdy			6.36

RITTEN BY:

R/K 5100188.19

REC'D BY

TOTAL 165.36

HOLLOW METAL, HARDWARE AND BLDG. SPECIALTIES CO., INC.

MERIDIAN, MISSISSIPPI

P. O. BOX 766 39301

DATE

INV.

1 TAX

LOAD

7996

S
C
L
D
Y
O

PO Box 219

Unusable file

31-52910-003

SHIP TO

(SAME)

(PICKED UP)

9/0 A/C COM20NFB

Test Facility

31-8000

WHEN SHIP

OUR TRUCK
YOUR TRUCK
MTR. FRT.

TERMS (C.O.D.)

(1/2% 10 DAYS - NET 30)

CUST. ORDER NO.

SALES CODE

108

A/C COMPONENTS
TEST FACILITY

[illegible]

TOTAL

90,00

WRITTEN BY:

REC'D BY

REC'D BY

RECEIVED

AUG 17 1972

TAYLOR WILKINS

Sheriff claiming _____ Miles of
Ten Cents per mile Total \$
TAYLOR WILKINS, Sheriff
BY _____ DEPUTY SHERIFF

Received 7-17-72
And on 2-2 day of Aug 1972

I served a copy of this writ
on Linden Const. Co.

By service of Linden Const. Co.
By R. Barnett

TAYLOR WILKINS
By H. Brown
60 mi R-1
2-1 Hill

10,553

MAGNOLIA HOLLOW METAL HARD-
WARE & BUILDING SPECIALTIES
CO., INC., a corporation,

Plaintiff,

VS.

LINDEN CONSTRUCTION COMPANY,
INC., a corporation,

Defendant.

* * * * *

SUMMONS AND COMPLAINT

* * * * *

FILED

AUG 17 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

CHASON, STONE & CHASON
ATTORNEYS AT LAW
P. O. Box 120
BAY MINETTE, ALABAMA

MAGNOLIA HOLLOW METAL HARD-
WARE & BUILDING SPECIALTIES
CO., INC., a corporation,

Plaintiff,

vs.

LINDEN CONSTRUCTION COMPANY,
INC., a corporation,

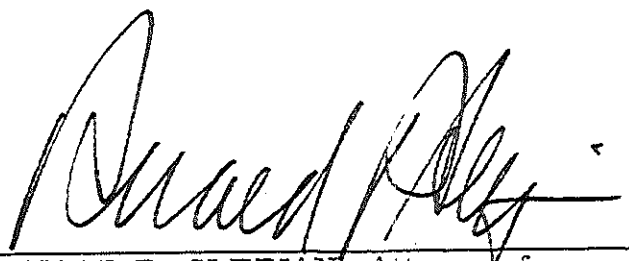
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW NO. 10553

MOTION TO STAY AND SUGGESTION OF
BANKRUPTCY PROCEEDING

Comes now LINDEN CONSTRUCTION COMPANY, INC., Defendant in the above styled cause and respectfully represents and shows unto this Honorable Court that on August 25, 1972, said LINDEN CONSTRUCTION COMPANY, INC., filed an original petition proposing an arrangement under Chapter XI of the Bankruptcy Act and further that the administration of such estate is still pending in the United States District Court for the Southern District of Alabama, Southern Division, being Case Number 3 3198 on the docket of that Court and, therefore, LINDEN CONSTRUCTION COMPANY, INC., Defendant herein and Debtor, respectfully moves that all proceedings herein be stayed until a final decree and administration of such estate in said United States District Court.


RONALD P. SLEPIAN, Attorney for
LINDEN CONSTRUCTION COMPANY, INC.
211 North Conception Street
Post Office Drawer 2025
Mobile, Alabama 36601

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing
pleading has been served upon counsel
for all parties to this proceeding, by
mailing the same to each by First Class
United States Mail, properly addressed
and postage prepaid on this 22 day

of September 1972.

FILED

SEP 25 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

McDERMOTT & SLEPIAN

ATTORNEYS AT LAW

211 NORTH CONCEPTION STREET

MOBILE, ALABAMA

36601

WILLIAM H. McDERMOTT
RONALD P. SLEPIAN
BRAXTON L. KITTRELL, JR.
CHARLES J. FLEMING

MAILING ADDRESS:
POST OFFICE DRAWER 2025
PHONE 432-1671

August 27, 1973

Chason, Stone & Chason
Attorneys at Law
Bay Minette, Alabama

Re: Magnolia Hollow Metal Hdw. & Building
Specialities Co.

-vs-

Linden Construction Co.
Case No. 10 553

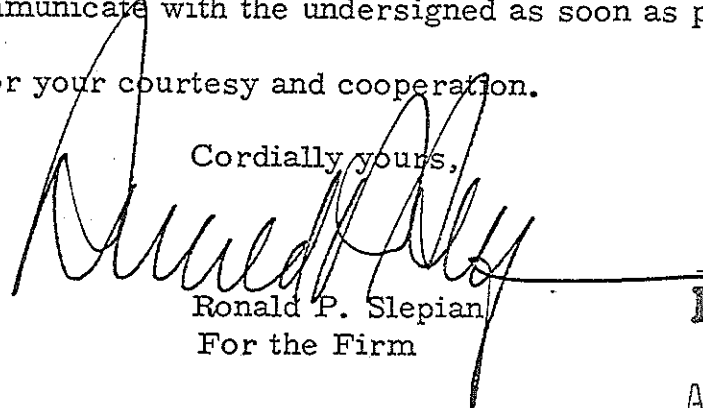
Gentlemen:

As you know, we represent Linden Construction Company and our client has recently completed successfully an arrangement with creditors under Chapter XI of the Bankruptcy Act. It is my understanding that the disbursing agent made payment to your client either through your office or directly to the client and this case should now be dismissed. Please be kind enough to dismiss the case and send copies of such dismissal to my attention.

I am taking the liberty of sending a copy of this letter to the court. If there is any misunderstanding or different opinion about the situation, please communicate with the undersigned as soon as possible.

Thank you for your courtesy and cooperation.

Cordially yours,


Ronald P. Slepian
For the Firm

FILED

AUG 28 1973

RPS:ce
cc: Clerk of Circuit Court
of Bay Minette, Alabama
Linden Construction Company

EUNICE B. BLACKMON CIRCUIT
CLERK