

SOLOMAN FABRICS, INC., a
corporation,

Plaintiff,

vs.

W. P. SHIVERS individually
and d/b/a FOLEY FABRICS
and FOLEY FABRICS, INC., a
corporation, jointly and
severally,

Defendants.

(IN THE CIRCUIT COURT OF
(BALDWIN COUNTY, ALABAMA,
(AT LAW

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CASE NO. 17,625

COUNT ONE

Plaintiff claims of the defendant the sum of FOUR HUNDRED EIGHT & 48/100 (\$08.48) DOLLARS due from them by account on, to-wit: the 28th day of April, 1972, which sum of money with the interest thereon is still unpaid.

COUNT TWO

Plaintiff claims of the defendant the sum of FOUR HUNDRED EIGHT & 48/100 (\$08.48) DOLLARS due from them by account stated on, to-wit: the 28th day of April, 1972, which sum of money with the interest thereon is still unpaid.

COUNT THREE

Plaintiff claims of the defendant the sum of FOUR HUNDRED EIGHT & 48/100 (\$08.48) DOLLARS for merchandise had and received by the defendants from the plaintiff prior to the 28th day of April, 1972, which sum of money with the interest thereon is still unpaid.

COUNT FOUR

Plaintiff claims of the defendant the sum of FOUR HUNDRED EIGHT & 48/100 (\$408.48) DOLLARS due from them by account on, to-wit: the 28th day of April, 1972, which sum of money with the interest thereon is still unpaid. This suit is filed an an itemized, verified statement of the account which is attached hereto and made a part thereof.



T. DWIGHT REID, Attorney for
Plaintiff

Def.'s address: Foley, Ala.

FILED
SEP 29 1972
JUNICE B. BLACKMON
F. REID & BRISKMAN
ATTORNEYS AT LAW
101 ANTHONY STREET
MOBILE, ALABAMA 36603
CIRCUIT
CLERK

Affidavit To Claim

STATE OF GEORGIA }
COUNTY OF FULTON } ss.

Before me, the undersigned, a Notary Public, in and for the County and State aforesaid, personally appeared JAMES F. BUSH who

being by me first duly sworn according to law, deposes and says: that

1. he is SECRETARY of SOLOMON FABRICS, INC a corporation organized and doing business under the laws of the State of GEORGIA

2. he is a co-partner in the partnership, doing business under the firm name, style and description of _____ a partnership composed of _____

3. he is sole trader doing business as _____

And that as such he is authorized to make this affidavit; cognizant of the facts constituting the cause of action; that he is familiar with the books and business of said SOLOMON FABRICS, INC,

ATLANTA, GEORGIA; and the account against FOLEY FABRICS of FOLEY, ALABAMA hereto attached, marked "Exhibit A" and made a part hereof

is a true and correct copy of books of original entry, instrument of writing or claim, on which this action is brought, of SOLOMON FABRICS, INC.; that the goods for which said

charges were made were sold and delivered to the said FOLEY FABRICS at THEIR special instance and request; that the charges made therefor are fair and reasonable and as per contract, and that he promised to pay the sums charged; that credit has been duly given for all payments, counter claims and setoffs and that there is no usury therein; that said _____

has no collateral or other security for the payment thereof and that there now remains due and owing from said FOLEY FABRICS to SOLOMON FABRICS, INC.

the sum of FOUR HUNDRED EIGHT AND FORTY/EIGHT ***** Dollars, together with interest thereon from January, 19 70

POWER OF ATTORNEY

To _____ or _____

The Undersigned, _____ of _____

County of _____ State of _____

does hereby appoint you or your representative endorsed hereon as attorney-in-fact for the undersigned, and each or either of you is authorized to attend any and all meetings of creditors or adjourned meetings of creditors of the above named debtor in any court or elsewhere, and for the undersigned to vote for or against any proposal or resolution that may be submitted in reference to the affairs or estate of the above named debtor; to accept or refuse any composition in or out of bankruptcy proposed by said debtor or his or its representatives; to receive, endorse, receipt for and collect any payments of dividends or fees or moneys due the undersigned under any composition or otherwise and in general to take such action and do such acts, execute such consents for the undersigned as you may deem best, as fully as the undersigned could do if personally present. And all powers of attorney heretofore executed by the undersigned in this proceeding are hereby revoked.

In Witness Whereof, the above named claimant has signed these presents or has caused them to be signed and its corporate seal affixed this 31st day of July 19 72

(Corp. Seal)

IN PRESENCE OF Clayton Crumpton
(Witness)

Acknowledged Before Me This

31st day of July, 19 72

Notary Public, Georgia State at Large
My Commission Expires April 25, 1976
(Official Character)

FOLEY FABRICS
FOLEY ALA
36535

036.01

MAR 3'72 1
MAR 13'72 11,019

MAR 31'72 11
APR 14'72 11,015

APR 28'72 6
APR 28'72 11,005

CS
JE

CS
JE

CS
JE

		.00 •		750.60 •	.00 •		.00 •	.00 •	.00 •	597.04 •	153.56
CHARGES	ACCOUNT	CODE	BALANCE	CURRENT	SC	ALL	DEBIT	NO	DATA		
			.00 •	756.57 •	.00 •	.00 •	.00 •			597.04 •	159.53 •
	40,	70.00 - CS	686.57 *	.00 *	.00 •	.00 •	.00 •			527.04 *	159.53
	40,	30.00 - JE	656.57 *	.00 *			.00 •			497.04 *	159.53
			.00 •	661.54 •	.00 •	.00 •	.00 •			497.04 •	164.50
	40,	70.00 - CS	591.54 *	.00 *	.00 •	.00 •	.00 •			427.04 *	164.50
	40,	30.00 - JE	561.54 *	.00 *			.00 •			397.04 *	164.50
			.00 •	565.51 •	.00 •	.00 •	.00 •			397.04 •	168.47 •
	40,	70.00 - CS	495.51 *	.00 *	.00 •	.00 •	.00 •			327.04 *	168.47
	40,	30.00 - JE	465.51 *	.00 *			.00 •			297.04 *	168.47
			.00 •	468.48 •	.00 •	.00 •	.00 •			297.04 •	171.44 •
			60.00								
			408.48								

FOLEY FABRICS

036 1

FOLEY ALA
36535

APR 23'71 6,138
APR 26'71 6,140

AUG 6'71 6
AUG 13'71 12
AUG 19'71 22
AUG 27'71 29

SEP 3'71 1
SEP 17'71 14
SEP 17'71 14
SEP 24'71 24

NOV 5'71 1
DEC 6'71 36
NOV 30'71 11,003
NOV 30'71 11,090

DEC 31'71 24

FEB 4'72 11
FEB 15'72 11,007

CS
CS
CS
CS

CS
CS
CS
CS

CS
CS
JE
JE

CS

CS
JE

CHARGES	ACCOUNT	CODE	2,737.04	CURRENT	30 DAYS	60 DAYS	90 DAYS	2,737.04
	100.00 -		2,637.04 *					2,637.04
	100.00 -		2,537.04 *					2,537.04
			2,562.41					2,537.04 25.37
			2,587.78					2,537.04 50.74
	.00 *		2,613.15 *	.00 *	.00 *	.00 *	.00 *	2,537.04 * 76.11 *
40,	100.00 -CS		2,513.15 *	.00 *	.00 *	.00 *	.00 *	2,437.04 * 76.11
40,	100.00 -CS		2,413.15 *	.00 *	.00 *	.00 *	.00 *	2,337.04 * 76.11
40,	100.00 -CS		2,313.15 *	.00 *	.00 *	.00 *	.00 *	2,237.04 * 76.11
40,	100.00 -CS		2,213.15 *	.00 *	.00 *	.00 *	.00 *	2,137.04 * 76.11
	.00 *		2,234.52 *	.00 *	.00 *	.00 *	.00 *	2,137.04 * 97.48 *
40,	100.00 -CS		2,134.52 *	.00 *	.00 *	.00 *	.00 *	2,037.04 * 97.48
40,	100.00 -CS		2,034.52 *	.00 *	.00 *	.00 *	.00 *	1,937.04 * 97.48
40,	100.00 -CS		1,934.52 *	.00 *	.00 *	.00 *	.00 *	1,837.04 * 97.48
40,	100.00 -CS		1,834.52 *	.00 *	.00 *	.00 *	.00 *	1,737.04 * 97.48
	.00 *		1,851.89 *	.00 *	.00 *	.00 *	.00 *	1,737.04 * 114.85 *
	.00 *		1,869.26 *	.00 *	.00 *	.00 *	.00 *	1,737.04 * 132.22 *
40,	150.00 -CS		1,719.26 *	.00 *	.00 *	.00 *	.00 *	1,587.04 * 132.22
40,	280.00 -CS		1,439.26 *	.00 *	.00 *	.00 *	.00 *	1,307.04 * 132.22
40,	120.00 -JE		1,319.26 *	.00 *	.00 *	.00 *	.00 *	1,187.04 * 132.22
40,	50.00 -JE		1,269.26 *	.00 *	.00 *	.00 *	.00 *	1,137.04 * 132.22
	.00 *		1,280.63 *	.00 *	.00 *	.00 *	.00 *	1,137.04 * 143.59 *
40, X	140.00 -CS		1,140.63 *	.00 *	.00 *	.00 *	.00 *	997.04 * 143.59
	.00 *		1,150.60 *	.00 *	.00 *	.00 *	.00 *	997.04 * 153.56 *
40,	280.00 -CS		870.60 *	.00 *	.00 *	.00 *	.00 *	717.04 * 153.56
40,	120.00 -JE		750.60 *	.00 *	.00 *	.00 *	.00 *	597.04 * 153.56

Burroughs

over

CREDIT LIMIT

RATING **F3**

SALESMAN Royce

NAME FOLEY FABRICS

ADDRESS FOLEY, ALABAMA 36535

SALES-TO-DATE	SALE DATE	TERMS	FOLIO	DATE DUE	CHARGES DEBITS	PAYMENTS CREDITS	BALANCE
1970							
73.82 *	JAN 12	CS	678,	00.00	BAL. FWD.		4,034.72
	JAN 23	10	17,999,	02.19	73.82	100.00	3,934.72 •
	JAN 27	CS	711,	00.00			4,008.54 •
	FEB 9	CS	727,	00.00		73.82	3,934.72 •
226.14 *	FEB 19	30 DA	19,068,	03.19	25.60	100.00	3,834.72 •
	FEB 19	10	19,069,	03.19	126.72		3,987.04 •
	FEB 17	CS	745,	00.00		250.00	3,737.04 •
	APR 29	CS	893,	00.00		200.00	3,537.04 •
	MAY 11	CS	926,	00.00		100.00	3,437.04 •
	JUN 12	CS	990,	00.00		200.00	3,237.04 •
	JUL 6	CS	1,027,	00.00		100.00	3,137.04 •
	JAN 6	CS	5003,	00.00		100.00	3,037.04 •
	JAN 12	CS	5016,	00.00		100.00	2,937.04 •
	JAN 19	CS	5028,	00.00		100.00	2,837.04 •
	JAN 25	CS	5,042,	00.00		100.00	2,737.04 •

SUMMONS AND COMPLAINT

MOORE PRINTING CO. BAY MINETTE ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 10,625

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon W. P. Shivers individually and d/b/a Foley Fabrics & Foley Fabrics, Inc. a corporation, jointly & severally,

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 W. P. Shivers individually and d/b/a Foley Fabrics & Foley Fabrics, Inc. a corp. jointly & severally, Defendant

by Soloman Fabrics, Inc. a corporation

Plaintiff

witness my hand this 29th day of September 1972

Ernie B. Blalock Clerk

STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

SOLOMAN FABRICS, INC. A CORPORATION

Plaintiffs

W.P. SHIVERS ind. ^{VS} & d/b/a FOLEY FABRICS
& FOLEY FABRICS, INC. A CORP. jointly &
severally.

Defendants

SUMMONS AND COMPLAINT

Filed Sept. 29, 1972

Eunice B. Blackmon Clerk

T. Dwight Reid

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED
Recorded in Office

SEP 29 1972

19.....

TAYLOR WILKINS

Sheriff

I have executed this summons

this

by leaving a copy with

W. P. Shivers, d/b/a
Foley Fabrics
W.P. Shivers, Counsel

Sheriff's claim

Ten Cents per mile Total \$

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Taylor Wilkins Sheriff
Deputy Sheriff