

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons J. M. BERGA to appear within thirty days from the service of this writ in the Circuit Court to be held for the said County at the place of holding the same, then and there to answer the complaint of J. C. Grimes, doing business as Loxley Produce Company.

Witness my hand this 11 day of June, 1955.

David J. Brantley
Clerk

J. C. GRIMES, doing business
as Loxley Produce Company,

PLAINTIFF

VS

J. M. BERGA

DEFENDANT

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

2630

1.

The Plaintiff claims of the Defendant the sum of NINE HUNDRED SIXTY TWO and 50/100 (\$962.50) DOLLARS due from him by account on, to-wit, the 4th day of June, 1955, which sum of money with the interest thereon is still unpaid.

An itemized statement of the account sued on, verified by the affidavit of a competent witness, is attached hereto as Exhibit A and made a part hereof.

Walters & Brantley

BY: David J. Brantley
Attorneys for the Plaintiff

STATE OF ALABAMA

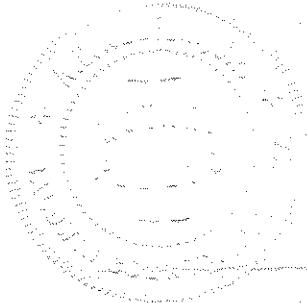
BALDWIN COUNTY

Before me R. F. ALLEGRI, Jr., a Notary Public, in and for said County and State, personally appeared before me J. C. Grimes, who being by me duly sworn, deposes and says: that he is the owner of the Loxley Produce Company; that the above statement of the account of the said Firm against J. M. Berga, in the State of Alabama, is just, true and correct; that there is now due on said account the sum of NINE HUNDRED SIXTY TWO and 50/100 (\$962.50) DOLLARS, after deducting all credits, set offs, or counter claims.

Sworn to and subscribed before me this 8 day of JUNE, 1955.

R. F. Allegri, Jr.
Notary Public, Baldwin County, Alabama

Notary Public, State of Alabama at Large
My commission expires June 18, 1956.
Insured by The Employers Liability Assurance Corporation



J. C. GRIMES, doing business
as Loxley Produce Company,

Plaintiff,

VS.

J. M BERGA,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NO. _____

DEMURRER.

Comes now the defendant, J. M. Berga, by his Attorney,
and demurs to the complaint heretofore filed in said cause,
and, for grounds of demurrer, says:

1. That said complaint does not state a cause of
action.

Julius A. Marshall, Jr.
Attorney for Defendant.

Defendant requests that this cause be tried by a jury.

Julius A. Marshall, Jr.
Attorney for Defendant.

Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

November 14 TERM, 1956

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular March Term, 1956, of the Circuit Court of Baldwin County,
to-wit: On the 12th day of March, 1956, being a regular day of
said term, J. C. Grimes d/b/a Loxley Produce Company,

recovered judgment against J. M. Berga

for the sum of One Thousand and 00/100 - - - - - Dollars, and cost of suit,
and affidavit having been made by J. C. Grimes
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

Loxley Farm Products Company, a corporation,

has or is believed to have in its possession, or under its control money
or effects belonging to said defendant or that it is, or
is believed to be indebted to said defendant or to be liable to them, or to one of them on a
contract for the delivery of personal property, or on a contract for the payment of money which may be
discharged by the delivery of personal property, or which is payable in personal property.

You Are Therefore Hereby Commanded to Summon Loxley Farm Products

Company, a corporation,

to be and appear before the honorable Judge of the Circuit Court for Baldwin County, at the Court House
thereof, in the city of Bay Minette, on the 3rd Monday in December A. D. 1956,
then and there within the three first days of the term, to answer on oath, whether at the time of the service
of the garnishment, or at the time making its answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer it was indebted to said defendant
J. M. Berga and whether it will not be indebted in future to said defendant
by a contract then existing, and whether by a contract then existing it
is, or are, liable to said defendants for the delivery of personal property, or for the payment of money which
may be discharged by the delivery of personal property, or which is payable in personal property, and
whether it has not in its possession or under its control money or
effects belonging to the defendant J. M. Berga

Herein fail not, and have you then and there this Writ.

Witness, ALICE J. DUCK, Clerk of said Court, this day of November, A. D., 1956.

Issued day of A. D., 19

ATTEST:

Alice J. Duck, Clerk.

FILED
NOV 14 1956
ALICE J. DUCK, Clerk

AFFIDAVIT ON JUDGMENT

THE STATE OF ALABAMA

BALDWIN COUNTY

Personally appeared before me, Harry J. Wilters, Jr., a Notary Public, in and for the State of Alabama, at Large, J. C. Grimes, who being duly sworn, deposes and says that J. C. Grimes, doing business as Loxley Produce Company, at the Spring Term A.D., 1956, of the Circuit Court of Baldwin County recovered a judgment against J. M. Berga for the sum of ONE THOUSAND (\$1000.00) DOLLARS and the further sum of \$11.85 Cost of suit, and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that Loxley Farm Products Company, a corporation, has or is believed to have in its possession or under its control, money or effects belonging to the defendant, or that it is or is believed to be indebted to the defendant, or is believed to be liable to him on a contract for the delivery of personal property, or on a contract for the payment of money, which may be discharged by the delivery of personal property, or which is payable in personal property.

Sworn to and subscribed before me this 14 day of November, 1956.

FILED

NOV. 14 1956

ALICE J. DUCK, Clerk

Harry J. Wilters, Jr.
Notary Public, State of Alabama at Large

State of Alabama

BALDWIN COUNTY

TO J. M. Berga, Defendant:

YOU ARE HEREBY NOTIFIED that a Writ of Garnishment has been issued in the case of

J. C. Grimes, d/b/a Loxley Produce Company, Plaintiff,

versus J. M. Berga, Defendant,

now pending in the Circuit Court of Baldwin County, Alabama, Law Side, in which

Loxley Farm Products Company, a corporation,

has been named as Garnishee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the

day of November, 1956.

FILED

NOV. 14 1956

ALICE J. DUCK, Clerk

Alice J. Duck
Clerk of the Circuit Court.

SUMMONS

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon BESSIE K. ALLERGRI, d/b/a Allergri Ready to Wear, 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, Alabama, at Bay Minette, against BESSIE K. ALLERGRI, by WASHINGTON MANUFACTURING CO.

Witness my hand this the 11th day of June, 1955.

Alice J. French
Clerk

* * * * *

COMPLAINT

WASHINGTON MANUFACTURING CO.,)	
)	
PLAINTIFF)	IN THE CIRCUIT COURT OF
)	
VS:)	BALDWIN COUNTY, ALABAMA
)	
BESSIE K. ALLERGRI, d/b/a Allergri)	AT LAW
Ready to Wear,)	
)	
DEFENDANT)	

COUNT I

The plaintiff claims of the defendant SIX HUNDRED SIXTY-SEVEN & 70/100 DOLLARS (\$667.70), due from her by account on, to wit: the 28th day of May, 1955, which sum of money, with interest thereon, is still unpaid.

COUNT II

The plaintiff claims of the defendant SIX HUNDRED SIXTY-SEVEN & 70/100 DOLLARS (\$667.70), due from her on account stated between the plaintiff and the defendant on, to wit: the 28th day of May, 1955, which sum of money, with interest thereon, is still unpaid.

COUNT III

The plaintiff claims of the defendant SIX HUNDRED SIXTY-SEVEN & 70/100 DOLLARS (\$667.70), due from him for merchandise, goods and chattels sold by the plaintiff to the defendant on, to wit: the 28th day of May, 1955, which sum of money, with interest thereon, is still unpaid.

There is attached to the original hereof, an itemized statement of account, verified by the affidavit of a competent witness, sworn to before a notary public, which shows the amount due on this account as of the 28th day of May, 1955.

W. A. Plummer
Attorney for Plaintiff

The Defendant resides at Fairhope, Ala.