

THEODORE J. VERDONSCHOT,  
Plaintiff,

Vs.

HERBERT LUNSFORD,

Defendant.

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IN THE CIRCUIT COURT

OF

BALDWIN COUNTY, ALABAMA.

NO. 3031

MOTION TO REQUIRE ANSWERS TO INTERROGATORIES

OR TO DISMISS

Comes the Plaintiff in the above styled cause and shows unto the Court that heretofore the Plaintiff filed Interrogatories to the Defendant, and that more than sixty (60) days have elapsed since said Interrogatories were served upon the Defendant and that he has failed and refused to answer same.

WHEREFORE, THE PREMISES CONSIDERED, Plaintiff prays the Court to give notice of this Motion to Defendant as required by law, and after ten (10) days notice having been given, prays for Judgment by Default for the Plaintiff, for failure by the Defendant to so answer said Interrogatories.

MOORE & SIMON

BY

  
Attorney for Plaintiff

THEODORE J. VERDONSCHOT,	¶	IN THE CIRCUIT COURT OF
PLAINTIFF	¶	BALDWIN COUNTY, ALABAMA
VS:	¶	AT LAW
HERBERT LUNSFORD,	¶	NO. <u>3031</u>
DEFENDANT	¶	

INTERROGATORIES

Comes not the Plaintiff in the above styled cause  
and propounds the following interrogatories to the Defendant:

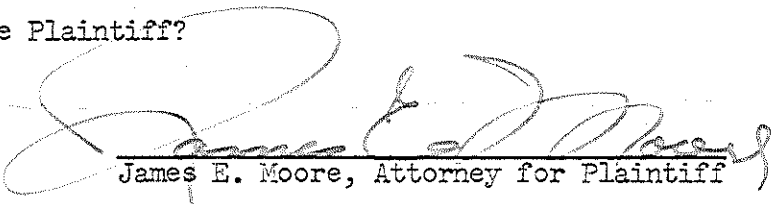
1. State whether or not you purchased an irrigation  
system from the Plaintiff on or about April 2, 1955.

2. Is it true that the Plaintiff promptly delivered  
possession of the said irrigation equipment upon the sale in-  
quired of in question one?

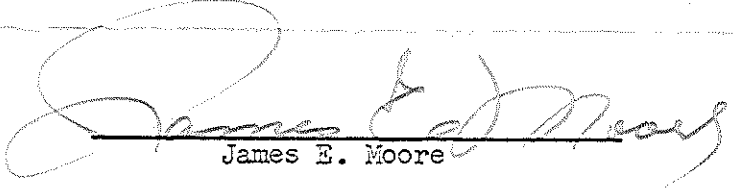
3. Is it not a fact that the sale price agreed  
upon between you and the Plaintiff in the said sale was One  
Thousand Seven Hundred Fifty (\$1750.00) Dollars?

4. Is it not also a fact that you have paid only  
Three Hundred (\$300.00) Dollars of this price, and that this  
payment was made on or about November 30, 1955?

5. Is it not a fact that the sum of One Thousand  
Four Hundred Fifty (\$1450.00) Dollars of said price has not  
been paid by you to the Plaintiff?

  
James E. Moore, Attorney for Plaintiff

I, James E. Moore, Solicitor for Plaintiff in the above styled cause, hereby certify that the answers to the above and foregoing interrogatories, if well and truly made, will be material evidence for the Plaintiff on the trial of this cause.

  
James E. Moore

Subscribed and sworn to before me on  
this the 26<sup>th</sup> day of October, 1956.

Notary Public, State of Alabama, At Large

THEODORE J. VERDONSCHOT,

PLAINTIFF

VS:

HERBERT LUNSFORD,

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 3031

Comes the defendant in the above styled cause and for answer to the interrogatories filed by the attorney for the plaintiff states as follows:

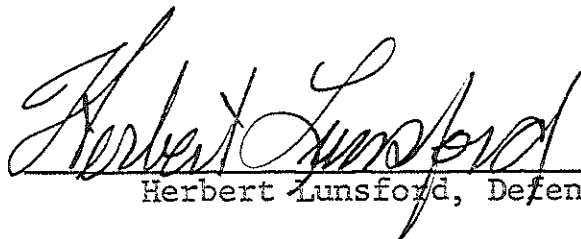
To Interrogatory No. 1. The defendant answers no.

To Interrogatory No. 2. The defendant states that there was no agreement to purchase, but that the irrigation equipment was delivered on a rental or trial basis.

To Interrogatory No. 3. The defendant answers no.

To interrogatory No. 4. The defendant states that \$300.00 was paid for rental of the equipment.

To interrogatory No. 5. The defendant states that there was no agreement to purchase this equipment at this price or any other price.

  
Herbert Lunsford, Defendant

Sworn to and subscribed before

me, this the 23rd day of February,

1957.

  
Notary Public

THEODORE J. VERDONSCHOT,

PLAINTIFF

VS:

HERBERT LUNSFORD,

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW NO. 3031

ANSWER

Comes the defendant in the above styled cause and answering plaintiff's complaint and each and every count thereof separately and severally says:

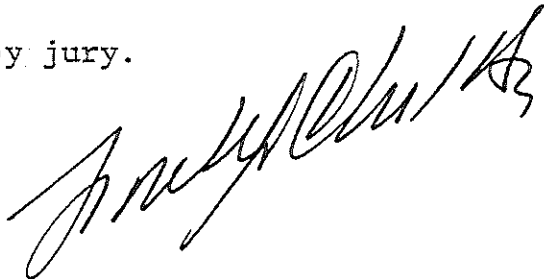
One. The matters therein alleged are untrue.

Two. That defendant is not indebted to the plaintiff for the amount sued upon nor any other amount.

  
Attorney for Defendant

FOLEY, ALABAMA

The defendant demands a trial  
by jury.



THEODORE J. VERDONSCHOT,  
Plaintiff,

Vs.

~~HERBERT LUNSFORD,~~

Defendant,

§

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

§

AT LAW

§

NO. 3031

COUNT I

The Plaintiff claims of the Defendant the sum of One Thousand, four hundred fifty (\$1,450.00) Dollars for merchandise, goods and chattels sold by the Plaintiff to the Defendant on to-wit, April 2, 1955, which sum of money with the interest thereon is still due and unpaid.

COUNT II

The Plaintiff claims of the Defendant One Thousand four hundred fifty (\$1,450.00) Dollars due from him by account on the 2nd day of April, 1955, which sum of money, with the interest thereon is still due and unpaid.

COUNT III

The Plaintiff claims of the Defendant One Thousand four hundred fifty (\$1,450.00) Dollars due from him on account stated between the Plaintiff and the Defendant on the 2nd day of April, 1955, which sum of money with the interest thereon is still due and unpaid.

MOORE & SIMON, ATTORNEYS

BY: 

Attorney for Plaintiff

Defendant's Address:

Foley, Alabama

SUMMONS AND COMPLAINT

Moore Printing Co.

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 3031

Sept. TERM, 19 56

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon HERBERT LUNS福德

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

HERBERT LUNS福德

, Defendant

by THEODORE J. VERDONSCHOT

, Plaintiff

Witness my hand this 11th day of Sept. 19 56

*Allen J. Duck*, Clerk

From The Desk Of

MOORE & SIMON

HE 3-9526

3031

September 10, 1956

Circuit Court, Baldwin County  
Court House  
Bay Minette, Alabama

Attention: Mrs. Duck

Dear Mrs. Duck:

I am enclosing herewith a Bill of Complaint of Theodore J. Verdonschot v. Herbert Lunsford. Will you please file this in the Law Division.

Thanking you and with best regards, I remain

Very truly yours,

MOORE & SIMON, ATTORNEYS

BY: 

JEM/eg