

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA

P. O. BOX 71

January 20, 1958

Mrs. Alice Duck
Clerk of Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

Inre: Mt. Angel Farmers Union
Whse.
vs: Riemers Co., Inc.
Our File: 3986

Enclosed find demurrers in Case Number 3426.

Please file and oblige.

Yours very truly,

EGR/nmk
Encl. Demurrers

2000

TELEPHONE WA 8-9836

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA

P. O. BOX 71

December 9, 1957

3426

Mrs. Alice Duck
Clerk of Circuit Court
Bay Minette, Alabama

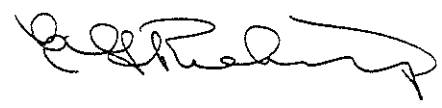
Dear Mrs. Duck:

Inre: Mt. Angel Farmers Union
Warehouse
Vs: Riemers Company, Inc.
Our File: 3986

With this we are handing you Summons and Complaint
in the above styled cause, together with itemized
and verified statement of account along with our
check in the sum of \$20.00, for costs.

Please process, and oblige.

Yours very truly,



ts
encl.
cc: (dup) Dun & Bradstreet, Inc.

MT. ANGEL FARMERS UNION
WAREHOUSE, a corporation,

Plaintiff,

-vs-

RIEMERS COMPANY, INC.,
a corporation,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

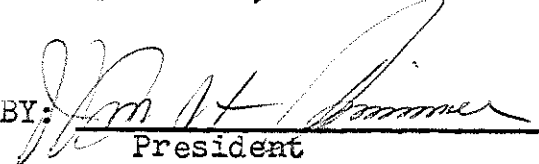
PLEA IN ABATEMENT

Comes the Defendant in the above styled cause and appearing solely and specifically for filing this Plea in Abatement, and for no other purpose, and pleading in abatement, says:

That at the time mentioned in the Complaint, at the time of filing of the action, and at the time intervening, the Plaintiff Corporation was not qualified to do business in the State of Alabama, and is not exempt from qualifying, therefore, had not submitted itself to the jurisdiction of the Courts of this State, therefore, cannot sue in this State.

Wherefore Defendant says that this suit should be abated and should not be allowed to proceed.

RIEMERS COMPANY, INC.,
a corporation,

BY: 
President

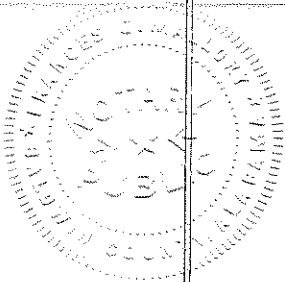
STATE OF ALABAMA

BALDWIN COUNTY

Before me, FRANCES G. MALLORY, a Notary Public in and for said County in said State, personally appeared Wm. H. Riemer, who is known to me, and who, after being by me first duly and legally sworn, deposes and says under oath that he is President of Riemers Company, Inc., a corporation, the Defendant in the above entitled cause, and has knowledge of the facts stated in the foregoing Plea, and that the said statement of facts therein contained are true.

Sworn to and subscribed before me,
a Notary Public, on this the 15th
day of January, 1958.

Frances G. Mallory
Notary Public, Baldwin County
State of Alabama



Filed Jan. 16, 1958
Alice J. Luck, Clk

FILED
1958 JAN 16
11:11 AM

CECIL G. CHASON

ATTORNEY-AT-LAW

FOLEY, ALABAMA

January 15, 1958

Mrs. Alice J. Duck, Clerk
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed herewith is Plea in Abatement in the action
of Mt. Angel Farmers Union Warehouse, a corporation,
-vs- Riemers Company, Inc., a corporation.

Yours very truly,


C. G. Chason

CGC:fm

encls. 2

-VS-

DEFENDANTS

AT LAW.

COUNT I

COUNT II

E. G. RICKARBY,
Attorney for the Plaintiff

E. G. RICKARBY,
Attorney for the Plaintiff

You Are Hereby Commanded to Summon Reimers Company, Inc., A Corporation,

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

Reimers Company, Inc., a Corporation, Defendant.

by Mt. Angel Farmers Union Warehouse, A corporation
Plaintiff.

Witness my hand this 11 day of Dec 1957

Executed Dec. 17, 1957 Archie J. Duck, Clerk

STATE OF OREGON,

COUNTY OF Marion,

Before me, the undersigned Notary Public, personally appeared Bernard H. Kirsch, who being duly sworn, deposes and says that he is Secretary of MT. ANGEL FARMERS UNION WAREHOUSE, the owner of the attached account and that the attached account is correct statement of account between MT. ANGEL FARMERS UNION WAREHOUSE and RIEMERS COMPANY, INC., and that there is owing from the said RIEMERS COMPANY, INC. to the said MT. ANGEL FARMERS UNION WAREHOUSE the sum of Two thousand Dollars (\$ 2,000.⁰⁰), with interest from March 17, 1956.

Bernard H. Kirsch
AFFIANT

Subscribed and sworn to before me on this the 27 day of November, 1957.

Clemens J. 13 Feb
Notary Public

My Commission Expires Oct 3, 1960

MT. ANGEL FARMERS UNION
WAREHOUSE, a corporation,

Plaintiff,

-VS-

RIEMERS COMPANY, INC.,
a corporation,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

DEMURRER TO PLEA IN ABATEMENT

Comes the Plaintiff and demurs to the plea in abatement filed in this cause and assigns the following as grounds for demurrer.

ONE


That the statement that the "Plaintiff is not exempted from qualifying" is a conclusion of law and not a statement of fact.

TWO

That the plea does not show facts which exclude every condition under which jurisdiction may be exercised.

THREE

That the Plaintiff's attorney did not sign the plea so as to vouch for it being made in good faith.


E. G. RICKARBY,
Attorney for the Plaintiff

*Copy this day handed
Civil Chason Esq
Atty for Def.*

FILED
JAN 21 1958
ALICE J. BUCK, Clerk

75