

WILLYS SALES CORPORATION,
A Corporation

PLAINTIFF

-VS-

CLYDE LITTLE and AYRES LITTLE
and doing business as LITTLE
MOTOR COMPANY,
A Partnership

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

3683

C O M P L A I N T

COUNT I

The Plaintiff claims of the Defendants the sum of TWO HUNDRED NINTY THREE DOLLARS AND ELEVEN CENTS (\$293.11) due from them by account on to-wit, the 20th day of July, 1956, to the WILLYS MOTORS, INC., a Corporation, which account was assigned by the WILLYS MOTORS, INC. on to-wit, the 1st day of October, 1956, to the Plaintiff and which sum of Money with the interest thereon, is still unpaid.


COUNT II

The Plaintiff claims of the Defendants the sum of TWO HUNDRED NINTY THREE DOLLARS AND ELEVEN CENTS (\$293.11) with interest, due from them by account stated between the Plaintiff and Defendants on to-wit, the 1st day of October, 1956, which sum of money together with the interest thereon is still unpaid.


COUNT III

The Plaintiff claims of the Defendants the sum of TWO HUNDRED NINTY THREE DOLLARS AND ELEVEN CENTS (\$293.11) due from them for parts and accessories sold by the WILLYS MOTORS, INC., a Corporation, to the Defendants between to-wit, the 30th day of November, 1955, and the 20th day of July 1956.

That the WILLYS MOTORS, INC., a Corporation, assigned said account to the Plaintiff on to-wit, the 1st day of October, 1956. Which sum of money with the interest thereon is still unpaid.


Attorney for the Plaintiff

Note: The account sued on is evidenced by an itemized and verified statement of account, filed herewith.


Attorney for the Plaintiff

COUNTY OF DeKalb
STATE OF Georgia

SG-188 (13743)

Be it remembered, that on this 10th day of October
A. D., 1958, personally appeared before me, the undersigned authority,
D. D. Mathews known to me
who being duly sworn, upon his oath stated that he is Office Manager
of Willys Sales Corporation
{ a corporation organized and doing business under the laws of the State of Michigan
{ and has been duly authorized by said corporation to make this affidavit
{ a partnership composed of _____
a sole trader doing business as Distributor of Willys vehicles, parts and accessories
and that as such he makes this affidavit; that he is familiar with the books and business of
said Willys Sales Corporation; that the attached account against
Little Motor Company of Bay Minette, Alabama
is just and correct, within the knowledge of this affiant, that the items thereon stated and com-
posing the said account were sold and delivered to said Little Motor Company
at { ~~XXX~~ } special instance and request, that credit has been duly given for all payments and
{ ~~XXX~~ }
just and lawful offsets to which said account is entitled as thereon stated, and that the balance
thereof, amounting to the sum of Two hundred ninety-three dollars & eleven cents Dollars
(\$ 293.11) with interest from July 20 1956 is justly due and
remains unpaid.

L D Mathews X

I hereby certify under my official seal that I am authorized as a Notary Public to
administer oaths under the laws of the State of Georgia
and that the foregoing was subscribed and sworn to before me on the day and year
first above stated.

Barbara C. Ferrell
Notary Public

County of DeKalb State of Georgia
My commission expires January 18th A. D. 1960

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

P. O. BOX 71

April 15, 1959

CERTIFIED MAIL

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

Dear Mrs. Duck:

Inre: Willys Sales Corporation
Vs: Little Motor Company
Our File: 4396

Enclosed find the testimony taken by discovery
of Mr. Ayres Little.

Please file in this cause; and, I am sending
a copy of this letter to Mr. Mashburn, Mr.
Little's attorney, notifying him that I am
sending this to you for filing.

Yours very truly,



E. G. RICKARBY,
Attorney for Plaintiff.

WILLYS SALES CORPORATION,
A Corporation

PLAINTIFF

-VS-

CLYDE LITTLE and AYRES LITTLE
and doing business as LITTLE
MOTOR COMPANY,
A Partnership

Defendants


IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

NOTICE OF TAKING TESTIMONY UNDER SECTION 474
ET. SEC. OF TITLE 7 CODE OF ALABAMA AS AMENDED

TO Clyde Little and Ayres Little, Defendant. The above named Clyde Little and Ayres Little will take notice that on Friday, the 4th day of September, 1959, the Plaintiff will take the deposition of Mr. A. B. Black and Mr. Donald D. Matthews, whose address is 3401 Malone Drive, Chamblee, Georgia, these being nonresidence of the State of Alabama. Said testimony is to be used as evidence in the trial of the above style cause. The deposition is to be taken before a competent authority at the offices of Willys Sales Corporation at the address of 3401 Malone Drive, Chamblee, Georgia, at the hour of 10 o'clock A. M. with authority to adjourn from day to day until all such depositions shall have been taken.

Dated this 25 day of August, 1959.


E. G. Rickarby
Attorney for Plaintiff

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA
October 17, 1958

Honorable Taylor Wilkins
Sheriff of Baldwin County
Bay Minette, Alabama

Dear Taylor:

Inre: Willys Sales Corp.
Vs: Little Motor Co.
Our File: 4396

With this Mrs. Duck is handing you complaints in
Willys Sales versus Little.

You know both Mr. Clyde and Mr. Ayres Little up
there in Bay Minette. They are in the Bay Minette
phone directory.

Yours very truly,



EGR/sl
encl.

WILLYS SALES CORPORATION,
A Corporation

PLAINTIFF

-VS-

CLYDE LITTLE and AYRES LITTLE
and doing business as LITTLE
MOTOR COMPANY,
A Partnership

Defendants

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA


AT LAW

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Dated this 25 day of August, 1959.

*Copy this the 26th
day of August 1959
mailed to J. J. Washburn.
Atty for Defendant
E. G. Rickarby*


E. G. Rickarby
Attorney for Plaintiff

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA
November 26, 1958

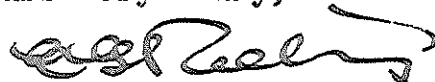
Mrs. Alice Duck
Clerk of Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

Inre: Willy Sales Corp.
Vs : Clyde Little & Ayres Little
Our File: 4396
Case #3683 At Law

Enclosed find Amendment to Complaint. Please
file, and oblige.

Yours very truly,



EGR/s 1

WILLYS SALES CORPORATION,
A Corporation,

Plaintiff,

-VS-

CLYDE LITTLE and AYRES LITTLE,
individually, and doing
business as LITTLE MOTOR
COMPANY, a Partnership,

Defendants.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

AMENDMENT TO COMPLAINT

Comes the Plaintiff in the above styled cause and
amends his Complaint by offering Counts IV, V and VI:

COUNT IV

The Plaintiff claims of the Defendants the sum of TWO
HUNDRED AND NINETY-THREE AND 11/100 (\$293.11) DOLLARS due from
them by account between the Defendants, CLYDE LITTLE and AYRES
LITTLE, individually and doing business as LITTLE MOTOR COMPANY,
a Partnership, and WILLYS MOTORS INC., a corporation, on to-wit,
the 20th day of July, 1956, which sum of money with the interest
thereon is still unpaid and is the property of the Plaintiff.

COUNT V


The Plaintiff claims of the Defendants the sum of TWO
HUNDRED AND NINETY-THREE AND 11/100 (\$293.11) DOLLARS with interest
from the 20th day of July, 1956, due from them on accounts stated
between the Defendants and the WILLYS MOTOR INC., a corporation,
on, to-wit, the 20th day of July, 1956, which sum of money with
the interest thereon is still unpaid and is the property of the
Plaintiff.

COUNT VI

The Plaintiff claims of the Defendants the sum of TWO
HUNDRED AND NINETY-THREE AND 11/100 (\$293.11) DOLLARS due from
them for parts and accessories sold by the WILLYS MOTORS INC.,
a corporation, to the Defendants at various times between the 30th

day of November, 1955, and the 20th day of July, 1956, which
sum of money, with the interest thereon, is still unpaid and
is the property of the Plaintiff.

Filed
Dec. 17, 1958
Alice J. Duck
clerk


E. G. RICKABY,
Attorney for the Plaintiff.

WILLYS SALES CORPORATION,
A Corporation,

Plaintiff,

VS.

CLYDE LITTLE and AYRES LITTLE
and doing business as LITTLE
MOTOR COMPANY,
A Partnership,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

NO. 3683

DEMURRER

Comes the defendants, by their attorney, and demur to
the complaint heretofore filed in this cause and to each and
every Count thereof, separately and severally, and, for grounds
of said demurrer, set down and assign the following separate
and several grounds, viz:

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

Julius A. Madburn
ATTORNEY FOR DEFENDANTS

Defendants demand that this cause be tried by a jury.

Filed
11-22-58
Alice J. Luck
clerk

Julius A. Madburn
ATTORNEY FOR DEFENDANTS

No. 3683

Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

Willys Sales Corp.

Plaintiffs

vs.

Clyde Little & Agnes Little
Little Motor Co.

Defendants

Summons and Complaint

FILED

Filed

19

OCT 22 1958

Clerk

ALICE J. DUCK, CLERK
REGISTER

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

Oct. 22 1958

_____, Sheriff

I have executed this summons

this Oct 22 1958

by leaving a copy with

Clyde Little
Agnes Little

9 18

Jayles Willina Sheriff

W. A. Zoller Deputy Sheriff

o mi