

SUMMONS

THE STATE OF ALABAMA,)

BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon J. FRED THRASHER & WILLIAM S. TODD, d/b/a THRASHER & TODD MONUMENT CO., 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 the place of holding same by MODERN GRANITE CO., a partnership, Elberton, Georgia.

Witness my hand this the 22 day of June, 1959.

Alice J. Duck
Clerk

#####

AMENDED COMPLAINT

3870

MODERN GRANITE CO., a)
partnership,)
PLAINTIFF)
VS:)
J. FRED THRASHER)
&)
WILLIAM S. TODD, d/b/a)
THRASHER & TODD MONUMENT CO.)
DEFENDANT)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

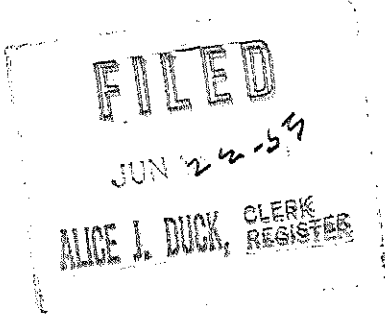
The Plaintiff claims of the defendant SEVEN HUNDRED TWENTY-SIX & 52/100 DOLLARS (\$726.52) due by promissory note made by him on the 10th day of September, 1958 and payable on the 15th day of February, 1959 with interest thereon.

Said note provides for a reasonable attorney's fee, which plaintiff alleges to be ONE HUNDRED FIFTEEN & 00/100 DOLLARS (\$115.00).

July 1st 1959
Attorney for Plaintiff

The Defendant's Address is:

Bay Minette, Alabama



Ex: 6-26-59

Mo 3810

Received 22 day of June 1959
d on 26 day of June 1959
served a copy of the within Monument Co.
J. Fred Thrasher
William S. Todd
service on

AMENDED COMPLAINT

MODERN GRANITE CO., a partner-
ship,
PLAINTIFF

VS:

J. FRED THRASHER & WILLIAM S.
TODD, d/b/a THRAHSE & TODD
MONUMENT CO.,
DEFENDANT

TAYLOR WILKINS, Sheriff
By W. A. Talbot D. S.
o m

FILED
JUN 22 1959
ALICE J. DUCK, CLERK
REGISTER

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

Statement

MODERN GRANITE COMPANY

Wholesale Manufacturers of Quality Memorials

P. O. Drawer 392

ELBERTON, GEORGIA

May 25, 1959

THRASHER & TODD
BAY MINETTE,
ALABAMA

11-30-56	Inv. # 5249 - June 1st dating	547.30	
4-19-57	Inv. # 5607 - June 1st dating	765.50	
5-20-57	Inv. # 5772 -	102.90	
5-20-57	Inv. # 5773	327.80	
5-20-57	Inv. # 5774	169.70	
5-20-57	Inv. # 5775	164.70	
12-27-57	Check returned	200.00	
1-9-58	Check returned	200.00	
4-15-57	Check		40.65
4-18-57	Check		115.50
4-19-57	Check		36.35
5-6-57	Check		255.00
12-12-57	Check		200.00
12-27-57	Check redeposited		200.00
1-13-58	P. O. Money order		200.00
3-21-58	P. O. Money order		200.00
5-5-58	Check		100.00
(see page 2)			

SUMMONS

THE STATE OF ALABAMA,)

BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon J. FRED THRASHER & WILLIAM S. TODD, d/b/a THRASHER & TODD MONUMENT CO., to appear and plead, answer or demut, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, Alabama, at the place of holding same by MODERN GRANITE CO., a partnership, Elberton, Georgia.

Witness my hand this the 16 day of June, 1959.

Reice J. Smith
Clerk

Exp: 6-20-59

Handwritten musical notation on a five-line staff, consisting of a series of vertical strokes (beats) without note heads.

COMPLAINT

MODERN GRANITE CO., a
partnership,
PLAINTIFF

VS:

J. FRED THRASHER

&

WILLIAM S. TODD, d/b/a

THRASHER & TODD MONUMENT CO.
DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

COUNT I:

The plaintiff claims of the defendant SEVEN HUNDRED TWENTY-SIX & 52/100 DOLLARS (\$726.52), due from him by account on, to wit: the 1st day of January, 1959, which sum of money, with interest thereon, is still unpaid.

COUNT II:

The plaintiff claims of the defendant SEVEN HUNDRED TWENTY-SIX & 52/100 DOLLARS (\$726.52), due from him on account stated between the plaintiff and the defendant on, to wit: the 1st day of January, 1959, which sum of money, with interest thereon, is still unpaid.

COUNT III:

The plaintiff claims of the defendant SEVEN HUNDRED TWENTY-SIX & 52/100 DOLLARS (\$726.52), due from him for merchandise, goods and chattels sold by the plaintiff to the defendant on, to wit: the 1st day of January, 1959, 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 1st day of January, 1959.

The defendant's address is:
Bay Minette, Alabama

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Attorney for Plaintiff

Statement

MODERN GRANITE COMPANY

Wholesale Manufacturers of Quality Memorials

P. O. Drawer 392

ELBERTON, GEORGIA

(Page 2)

Thrasher & Todd

8-20-58	Check	100.00
9-26-58	Check	103.88
11-12-58	Check	200.00
Balance ---		726.52

State of Georgia
Elbert County,

Personally appeared before me, an officer authorized by law to administer oaths, John K. Coggins, President for Modern Granite Company, says that the above account is correct, just, due, and unpaid, this 25th day of May, 1959.

Notary Public, Georgia
My Commission Expires Apr. 5, 1963

N.P.

GENERAL OFFICES
UNITED MERCANTILE AGENCIES

ADJUSTMENTS and COLLECTIONS
LOUISVILLE, KY.

County of Elbert
State of Georgia } SS

Before me, Shirley Shell a Notary Public duly commissioned
and sworn in and for the above state and county, this day personally appeared John K. Coggins
to me well known, who being by me first duly sworn says that;

- *1. He is an individual trading as DeBorde
*2. That he and B.F. Coggins, Jr. & Ann Coggins are partners trading as Modern Granite Co.
*3. That he is treasurer of _____ of _____
a corporation incorporated under the laws of the State of Georgia and that the foregoing account
in favor of Modern Granite Co. and against Thrasher & Todd
showing a balance and amount due of 726.52 with 6% interest from the
1st day of January 19 59, until paid, is within his knowledge just true and correct; that
it is justly and truly due and unpaid; that all just and lawful offsets, credits, discounts and payments have been
allowed and the said amount is due after said allowance and exclusive of all set-offs and just grounds of defense;
that the goods in said accounts were sold and delivered as therein charged and on said last named day said
amount became due and payment thereof was demanded and no part of same has been paid.

Sworn to and subscribed before me this 25th day of May 19 59

Shirley Shell
Notary Public.

*Use paragraph covering.

50

My commission expires _____

served a copy of the within June 1927
W. A. Thrasher
Wm. A. Todd
By service on _____

TAYLOR WILKINS, Sheriff
By W. A. Todd D. S.
ome

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

MODERN GRANITE CO., a partner-
ship,

PLAINTIFF

VS:

J. FRED THRASHER & WILLIAM S.
TODD, d/b/a THRASHER & TODD
MONUMENT CO.,

DEFENDANT

FILED
JUN 16 1927
ALICE J. DUCK, CLERK
REGISTER

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA