

3897

THE STATE OF ALABAMA }
BALDWIN ~~Montgomery~~ County

To any Sheriff of the State of Alabama—GREETING:

You are Hereby Commanded to Summon

RUFFLES COMPANY., Inc., a corporation,

Baldwin

to appear before the Circuit Court of ~~Montgomery~~ County, in and for said County, at the place of holding the same, within thirty days from the service of this summons and complaint, then and there to demur or plead to the complaint of

Louisville and Nashville Railroad Company, a corporation.

And you are hereby commanded to execute this process instanter and make return as required by law.

Witness my hand this 9th day of July, 1959

Alice J. Duck Clerk.

COMPLAINT

THE STATE OF ALABAMA
~~Montgomery, Alabama~~
LOUISVILLE AND NASHVILLE RAILROAD
COMPANY, a Corporation,

Plaintiff.

VS.

In the Circuit Court of ~~Montgomery~~
BALDWIN County

Term, 19
RUFFLES COMPANY, Inc., a corporation,

Defendant.

The plaintiff claim of the Defendant Two Hundred Twelve and 50/100 Dollars (\$212.50), with interest thereon, due from it by account on to-wit: July 16, 1957, which sum of money with the interest thereon is due and unpaid.

Count 2: Plaintiff claims of the defendant Two Hundred Twelve and 50/100 Dollars (\$212.50), with interest thereon, due from it on account stated between plaintiff and defendant on to-wit: July 16, 1957, which sum of money with the interest thereon is due and unpaid.

Count 3: Plaintiff claims of the defendant Two Hundred Twelve and 50/100 Dollars (\$212.50), with interest thereon, for work and labor done for defendant by plaintiff on to-wit: July 16, 1957, at its request, which sum of money with interest thereon is due and unpaid.

Count 4: Plaintiff claims of defendant the sum of Two Hundred Twelve and 50/100 Dollars (\$212.50, with interest thereon, being freight charges on car ANPX 231, delivered to defendant at Robertsedale, Alabama, on July 16, 1957, as requested by defendant. Plaintiff alleges that said amount represents lawful freight charges arising by reason of a lawful tariff on file with the Interstate Commerce Commission, and with Alabama Public Service Commission, which was in effect during all of the time involved in this suit. Plaintiff alleges that it has made demand on defendant for payment of these charges prior to the institution of this suit, and that defendant has failed or refused to pay said charges, hence this suit.

FILED

JUL 9 1959

ALICE J. DUCK, CLERK
REGISTER

Chas. Stone
Attorneys for Plaintiff.

Received in office 9 day of
July 1957

Taylor Wilkins Sheriff.

Executed by serving Ruffles, Co Copy
of the within Summons and Complaint on De-
fendant this the 21, July day of
19 57

Taylor Wilkins Sheriff.
By Edleigh Steadham D.S

Fairhope, Ala

Sheriff claims 20 miles at

Ten Cents per mile Total \$ 2.00
TAYLOR WILKINS, Sheriff

BY Edleigh Steadham
DEPUTY SHERIFF

No. 3897

Louisville & Nashville
Railroad Co., a corp.

vs.

Ruggles Company
Inc. a corp.

CIRCUIT COURT
OF MONTGOMERY COUNTY
July 21, 1957
Term, 19

SUMMONS AND
COMPLAINT

Filed in office this _____ day of

A. D., 19

Clerk.

Plaintiff's Attorney.

Defendant.

DEMURRER

5. The allegations of the complaint are vague, indefinite and uncertain in that the tariff referred to in the complaint is not set out in full, nor are the essential parts thereof set out in the complaint.

~~Attorney for defendant~~

J. B. Blackburn
Attorney for defendant

Filed 8-20-59

3897
DEMURRER

LOUISVILLE AND NASHVILLE RAIL-
ROAD COMPANY, a corporation,

Plaintiff,
VS.

RUFFLES COMPANY, INC., a cor-
poration,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

FILED

AUG 20 1959

ALICE J. DUCK, CLERK
REGISTER

Defendant.

ANSWER

2. The defendant, for answer to the complaint, saith that he has paid the debt for the recovery of which this suit was brought before the action was commenced.

Attorney for defendant

FILED
MAY 13 1960
ALICE J. DUCK, Clerk

ANSWER

LOUISVILLE AND NASHVILLE RAILROAD
COMPANY, a corporation,

Plaintiff,

VS.

RUFFLES COMPANY, INC., a cor-
poration,

Defendant.

3897

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

FILED
MAY 13 1960

ALICE J. DUCK, Clerk

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