

CRANE CO., an Illinois
Corporation,

PLAINTIFF

VS

JOE E. LYND, d/b/a LYND
PLUMBING CO.,

DEFENDANT

)

)

IN THE CIRCUIT COURT OF

)

BALDWIN COUNTY, ALABAMA,

)

AT LAW

)

)

3995

Comes now the Defendant in the above styled cause and for answer
to the Plaintiff's complaint and each and every county thereof separately
and severally says:

1.

Not guilty.

2.

That he does not owe the Plaintiff the amount sued for nor any amount.

FILED
NOV 3 1959
AUG 10 1959

Walters & Brantley

BY:

Albert M. Brantley
Attorneys for the Defendant

3995'

CRANE CO., an Illinois
Corporation,

PLAINTIFF

VS

JOE E. LYND, d/b/a LYND
PLUMBING CO.,

DEFENDANT

ANSWER

FILED

NOV 2 1959

ALICE L. DUCK, CLERK
REGISTER

CRANE COMPANY, An)	
Illinois Corporation,)	IN THE CIRCUIT COURT OF
PLAINTIFF)	BALDWIN COUNTY, ALABAMA,
VS)	AT LAW
JOE E. LYND, d/b/a)	NO. 3995
Lynd Plumbing Company,)	
DEFENDANT)	

Comes now the Defendant in the above styled cause and amends his answer heretofore filed in this cause by adding the following Plea to each and every count separately and severally:

3.

The Defendant says that the Plaintiff, acting by and through its duly authorized agent, servant or employee, sold the Defendant a defective heater, the total cost of which was \$62.73; that this said agent, servant, or employee did agree with the Defendant to replace this defective heater with a new one and allow the Defendant to keep said defective heater and give him credit for one half of its original cost. The defendant says further that he paid full price for both of these heaters and has not been given credit for said defective heater in the suit here filed by the Plaintiff.

FILED
JAN 26 1960

ALICE J. DUCK, Clerk

Wilters & Brantley

BY:

Robert M. Brantley
Attorneys for the Defendant

3995'

CRANE COMPANY, AN ILLINOIS CORP.

PLAINTIFF

VS

JOE E. LYND, H/b/a LYND
PLUMBING COMPANY,

DEFENDANT

AMENDED ANSWER

FILED
JAN 26 1960
ALICE J. DUCK, Clerk

SUMMONS

THE STATE OF ALABAMA,)

BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon JOE E. LYND, doing business as LYND PLUMBING 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 CRANE CO., an Illinois corporation.

Witness my hand this the 3 day of ~~September~~^{Oct}, 1959.

Deirda J. Smith
Clerk

COMPLAINT

CRANE CO., an Illinois
corporation,
PLAINTIFF

VS.

JOE E. LYND, d/b/a LYND
PLUMBING CO.,
DEFENDANT

)
)
) IN THE CIRCUIT COURT OF
)
) BALDWIN COUNTY, ALABAMA
)
) AT LAW
)
)

COUNT I:

The plaintiff claims of the defendant ONE HUNDRED THIRTY-THREE & 75/100 DOLLARS (\$133.75), due from him by account on, to wit: the 27th day of July, 1958, which sum of money, with interest thereon, is still unpaid.

COUNT II:

The plaintiff claims of the defendant ONE HUNDRED THIRTY-THREE & 75/100 DOLLARS (\$133.75), due from him on account stated between the plaintiff and the defendant on, to wit: the 27th day of July, 1958, which sum of money, with interest thereon, is still unpaid.

COUNT III:

The plaintiff claims of the defendant ONE HUNDRED THIRTY-THREE & 75/100 DOLLARS (\$133.75), due from him for merchandise, goods and chattels sold by the plaintiff to the defendant on, to wit: the 27th day of July, 1958, 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~~ September, 1959.

The defendant's address is:
Bay Minette, Alabama

Walter J. Smith
Attorney for Plaintiff

INTEREST WILL
BE CHARGED
ON PAST DUE
ACCOUNTS

FOUNDED BY R. T. CRANE 1855

CRANE CO.

REGIONAL OFFICE
594½ Peachtree St., N. E.
ATLANTA 8, GEORGIA

TERMS: NET 30 DAYS,
OR 2%, 10TH PROX.,
UNLESS
OTHERWISE SPECIFIED

° LYND PLUMBING CO.
BAY MINETTE, ALABAMA

ANALYSIS OF FINAL BALANCE

JAN. _____ APR. _____ JULY _____ OCT. _____
FEB. _____ MAY _____ AUG. _____ NOV. _____
MAR. _____ JUNE _____ SEPT. _____ DEC. _____

→ Please Detach and Return With Your Remittance { IF PAYMENT DIFFERS FROM AMOUNT SHOWN BELOW
PLEASE FURNISH EXPLANATION ON THE REVERSE.

DATE	CHARGES	CREDITS	BALANCE
BALANCE BROUGHT FORWARD			
FEB 4 50	125.61		158.22
FEB 4 50	32.61		165.27
FEB 10 50	7.05		174.17
FEB 12 50	8.90		98.14
FEB 10 CM		76.03	75.14
MAY 2 CM		23.00	71.74
MAY 14 CM		3.40	133.75
JUN 11 50	62.01		

I, M.T. Gough, do hereby certify that the above account is true, correct, due and payable without offset or counter claim thereto, to the best of my knowledge, belief and information.

CRANE CO.

By: M. J. Gough

Credit Analyst

City of ATLANTA
State of GEORGIA

Sworn to and subscribed before me this 12th day of June 1959.

By: Carter

Notary Public

CRANE CO.

Notary Public
My Commission Expires April 1 1964

PLEASE REMIT TO:
594½ PEACHTREE ST., N. E.
ATLANTA, 8, GA.

CRANE CO.

300 N. ROYAL ST.
MOBILE 3, ALA.

INVOICE NO.

8263-230

DATE:

FEB 4 1958

SOLD TO:

SHIP TO:

(Same as "Sold To" unless shown below)

Lynd Plumbing
50 West Fourth St.
Bay Minette, Ala.

VIA:

Payday Order

DATE WRITTEN		CUSTOMER'S ORDER NO.		QUOTATION		TERMS: NET 30 DAYS OR 2% 10TH PROX. UNLESS OTHERWISE SPECIFIED		
STK ✓	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION		UNIT CODE	UNIT PRICE		TOTAL
✓	25	✓	3' brn. vit. S.H. oil pipe		C	62	$\frac{04}{100}$	15 51
✓	25	✓	2' - - - - -		C	46	$\frac{53}{100}$	11 63
✓	25	✓	2' - - - D.H. - - -		C	49	$\frac{35}{100}$	12 34
✓	4	✓	3' std C.I. 1/4 bends		E	83		33 2
✓	3	✓	3' - - - Tee					
			w/ 2" L.H. inlet		E	279		8 37
✓	4	✓	3' std. can tee		E	128		5 14
✓	4	✓	2" x 1 1/2" std can topped tee		E	113		4 52
✓	2	✓	3" x 1 1/4 - - - - -		E	143		2 86
✓	6	✓	2" - C.I. P. traps		E	136		8 16
✓	4	✓	2" - - - 1/8 bends		E	53		2 14
✓	4	✓	3" x 4" 1/16" closet bend					
			w/ Tee		E	227		9 08
FWD								
Items not shown as shipped are back ordered and will be shipped as soon as possible								
PACKING INFORMATION					FORWARD			
UNIT CODE					E-EACH F-FOOT C-HUNDRED L-LOT D-DOZEN			

"We hereby certify that these goods were produced in compliance with all applicable requirements of Sections 6, 7, and 12 of the Fair Labor Standards Act, as amended, and of regulations and orders of the United States Department of Labor issued under Section 14 thereof."

PLEASE REMIT TO:
594½ PEACHTREE ST., N. E.
ATLANTA 8, GA.

FOUNDED BY R. T. CRANE 1855
CRANE CO.
300 N. ROYAL ST.
MOBILE 3, ALA.

INVOICE NO.

8264-230

2/2

DATE:

FEB 4 1958

SOLD TO:

Lynd Plumbing Co.

SHIP TO:

(Same as "Sold To" unless shown below)

VIA:

DATE WRITTEN		CUSTOMER'S ORDER NO.		QUOTATION		TERMS: NET 30 DAYS OR 2% 10TH PROX. UNLESS OTHERWISE SPECIFIED	
2/3/58							
STK ✓	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION	UNIT CODE	UNIT PRICE	TOTAL	
✓	50	✓	lbs ingot lead.	E	21.25	1063	
✓	1	✓	N°6600 Union pop-up waste & overflow	E	7.35	7.35	
✓	12	✓	1/2" N°707-35 drop ear Ox FIP ell	E	18	216	
✓	6	✓	1 1/2" x 1 1/4" N°1000 black C.I. drag 90° ell	E	57	342	
✓	6	✓	1 1/4" ditto	E	44	264	
✓	12	✓	1/2" galv. malle 90° ell	E	16	192	
✓	12	✓	1/2" blk. - - -	E	13	156	
✓	12	✓	1/2" - - - 90° still	E	17	204	
✓	4	✓	boxes of bakum (Blt. to box)	E	1.80	7.20	
Ala. Sales Tax							121.95
Items not shown as shipped are back ordered and will be shipped as soon as possible							
PACKING INFORMATION							366
							125.61
UNIT CODE E-EACH F-FOOT C-HUNDRED L-LOT D-DOZEN							

"We hereby certify that these goods were produced in compliance with all applicable requirements of Sections 6, 7, and 12 of the Fair Labor Standards Act, as amended, and of regulations and orders of the United States Department of Labor issued under Section 14 thereof."

PLEASE REMIT TO:
594 1/2 PEACHTREE ST., N. E.
ATLANTA 8, GA.

CRANE CO.

300 N. ROYAL ST.
MOBILE 3, ALA.

INVOICE NO.

8193-230

SOLD
TO:

Lynd P. & H. Co.

SHIP
TO:

Bay Minette, Ala.

DATE:

FEB 4 1958

(Same as "Sold To" unless shown below)

VIA:

Butt Hole

DATE WRITTEN		CUSTOMER'S ORDER NO.		QUOTATION		TERMS: NET 30 DAYS OR 2% 10TH PROX. UNLESS OTHERWISE SPECIFIED						
STK ✓	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION		UNIT CODE	UNIT PRICE		TOTAL				
	156	56	4" Orangeburg pipe w/ coupling		C	37	⁶⁰ / _C	21 06				
✓	1	✓	4" N° 506 Orangeburg 90° elbow		E	4 00		4 00				
✓	1	✓	4" N° 516 1/8 bend		E	1 40		1 40				
✓	1	✓	4" N° 518 45° Y's		E	3 20		3 20				
✓	2	✓	4" N° 514 orangeburg pipe to clay pipe adapters		E	1 00		2 00				
			Ala. Sales Tax					31 66				
								95				
								32 61				
Items not shown as shipped are back ordered and will be shipped as soon as possible												
PACKING INFORMATION												
UNIT CODE			E-EACH		F-FOOT		C-HUNDRED		L-LOT		D-DOZEN	

"We hereby certify that these goods were produced in compliance with all applicable requirements of Sections 6, 7, and 12 of the Fair Labor Standards Act, as amended, and of regulations and orders of the United States Department of Labor issued under Section 14 thereof."

PLEASE REMIT TO:
594½ PEACHTREE ST., N. E.
ATLANTA 8, GA.

CRANE CO.

300 N. ROYAL ST.
MOBILE 3, ALA.

INVOICE NO.

8449-230

SOLD
To:

SHIP
TO:

DATE:

(Same as "Sold To" unless shown below)

FEB 10 1958

V1A:

[illegible]

"We hereby certify that these goods were produced in compliance with all applicable requirements of Sections 6, 7, and 12 of the Fair Labor Standards Act, as amended, and of regulations and orders of the United States Department of Labor issued under Section 14 thereof."

PLEASE REMIT TO:
594½ PEACHTREE ST., N. E.
ATLANTA 8, GA.

CRANE CO.

300 N. ROYAL ST.
MOBILE 3, ALA.

INVOICE NO.

8654-230

SOLD
To:

Lyons P. & H. Co.

SHIP
TO:

DATE: FEB 12 1959

(Same as "Sold To" unless shown below)

Bay Minette, Ala

VIA:

Lee R. Lynch

[illegible]

"We hereby certify that these goods were produced in compliance with all applicable requirements of Sections 6, 7, and 12 of the Fair Labor Standards Act, as amended, and of regulations and orders of the United States Department of Labor issued under Section 14 thereof."

CREDIT MEMORANDUM

FOUNDED BY R. T. CRANE 1855

CRANE CO.

594 1/2 PEACHTREE ST., N.E.

ATLANTA 3, GEORGIA

Lynn P. Hco.

<i>Mobile</i>	<i>230</i>
BRANCH NAME	BRANCH NO.

Ray Merritt

DATE *FEB 11 1952*

YOUR ORDER NUMBER		OUR INVOICE NUMBER		DATE	AMOUNT OF INVOICE	RCM NO.	CLAIM NO.	
						<i>65</i>	<i>165</i>	
STK ✓	QUANTITY	DESCRIPTION				UNIT PRICE	TOTAL	
	<i>1</i>	<i>H 27-1 Lemco Wall</i>						
		<i>Heater for Flat Gas</i>				<i>63.44</i>	<i>63.44</i>	
	<i>3</i>	<i>4" Pipe to Round</i>						
		<i>Iron pipe Adapters</i>				<i>3.46</i>	<i>10.38</i>	
							<i>73.82</i>	
		<i>Plus Wk. Temp</i>					<i>2.21</i>	
							<i>76.03</i>	

FOUNDED BY R. T. CRANE 1938

CRANE CO.

594 1/2 PEACHTREE ST., N. E.
ATLANTA 8, GEORGIA

LYND PLUMBING & HEATING CO.

BAY MINETTE, ALA.

MOBILE, ALA.

230

BRANCH NAME

BRANCH NO.

MAY 2 1968

19.

[illegible]

FOUNDED BY R. T. CRANE 1853

CRANE CO. -

594 1/2 PEACHTREE ST., N.E.

ATLANTA 3, GEORGIA

Lynn P. H. Co.

Mobile	230
BRANCH NAME	BRANCH NO.

Ray M. White

DATE _____

[illegible]

PLEASE REMIT TO:
594½ PEACHTREE ST., N. E.
ATLANTA-8, GA.,

CRANE CO.

300 N. ROYAL ST.
MOBILE 3, ALA.

15257-230

JUN 1 1958

DATE:

(Same as "Sold To" unless shown below)

SOLD
TO:

SHIP
TO:

Lynd P & H Co.

Bay Minette, Ala -

VIA:

Prepaid

DATE WRITTEN		CUSTOMER'S ORDER NO.		QUOTATION		TERMS: NET 30 DAYS OR 2% 10TH PROX. UNLESS OTHERWISE SPECIFIED	
STK ✓	QUANTITY ORDERED	QUANTITY SHIPPED	DESCRIPTION		UNIT CODE	UNIT PRICE	TOTAL
✓	1	✓	C-30 Champions 30 Gal. Water Heaters for L.P.G.		E	60.20	60.20
			Ala. Sales Tax				1.81
							62.01
			To Replace Defective Heaters				
			F.O.B. - Bay Minette				
			D 575292E				
Items not shown as shipped are back ordered and will be shipped as soon as possible.							
PACKING INFORMATION							
UNIT CODE E-EACH F-FOOT C-HUNDRED L-LOT D-DOZEN							

"We hereby certify that these goods were produced in compliance with all applicable requirements of Sections 6, 7, and 12 of the Fair Labor Standards Act, as amended, and of regulations and orders of the United States Department of Labor issued under Section 14 thereof."

COUNTY OF FULTON

SG-188 (13742)

STATE OF GEORGIA

Be it remembered, that on this September
A. D., 19 59, personally appeared before me, the undersigned authority,
M. T. Gough known to me
who being duly sworn, upon his oath stated that he is a Credit Analyst
of CRANE CO.

{ a corporation organized and doing business under the laws of the State of Illinois
and has been duly authorized by said corporation to make this affidavit

~~a partnership composed of~~
~~CRANE CO. and~~
~~a sole trader doing business as~~
and that as such he makes this affidavit; that he is familiar with the books and business of
said CRANE CO.; that the attached account against

Lynd Plumbing Co. 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 Lynd Plumbing Co.

at { ~~his~~
their } special instance and request, that credit has been duly given for all payments and
~~his~~
just and lawful offsets to which said account is entitled as thereon stated, and that the balance
thereof, amounting to the sum of One Hundred Thirty Three & 75/100 Dollars
(\$ 133.75) with interest from July 27, 19 58 is justly due and
remains unpaid.

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.

M T Gough
Notary Public
Notary Public, Georgia State at Large
My Commission Expires April 4, 1961

County of _____ State of _____
My commission expires _____ A. D. 19 _____

Received 3 day of Oct 1959
and on 6 day of Oct 1959
served a copy of the within
on Joe E. Lynd
By service on _____

TAYLOR WILKINS, Sheriff
By W. A. Talbot D. S.
om

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

CRANE CO., an Illinois corporation
PLAINTIFF

VS:

JOE E. LYND, d/b/a LYND
PLUMBING CO.,
DEFENDANT

FILED
OCT 3 1959
ALICE J. DUCK, CLERK
REGISTER

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

501 415 8