

SUMMONS

4671

THE STATE OF ALABAMA, )

BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon W. F. ANDERSON, doing business as Anderson Dept. Store, 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 FIRST NATIONAL COMPANY, doing business as OLD KENTUCKY MANUFACTURING COMPANY, a Tennessee corporation.

Witness my hand this the 14<sup>th</sup> day of November, 1959.

Deirdre Leuck  
Clerk

\*\*\*\*\*

COMPLAINT

FIRST NATIONAL COMPANY, d/b/a )  
OLD KENTUCKY MANUFACTURING )  
COMPANY, a Tennessee Corporation )  
PLAINTIFF )  
VS: )  
W. F. ANDERSON, doing business )  
as ANDERSON DEPT. STORE, )  
DEFENDANT )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

COUNT I:

The plaintiff claims of the defendant TWO HUNDRED TWENTY-EIGHT & 65/100 DOLLARS (\$228.65) balance due from him by account on, to wit: the 6th day of August, 1959, which sum of money, with interest thereon is still unpaid.

COUNT II:

The plaintiff claims of the defendant TWO HUNDRED TWENTY-EIGHT & 65/100 DOLLARS (\$228.65) balance due from him on account stated between the plaintiff and the defendant on, to wit: the 6th day of August, 1959, which sum of money, with interest thereon, is still unpaid.

COUNT III:

The plaintiff claims of the defendant TWO HUNDRED TWENTY-EIGHT & 65/100 DOLLARS (\$228.65) balance due from him for merchandise, goods and chattels sold by the plaintiff to the defendant on, to wit: the 6th day of August, 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 6th day of August, 1959.

The defendant's address is:  
Foley, Alabama

W. F. Anderson  
Attorney for Plaintiff

TABULATING COPY

# OLD KENTUCKY Manufacturing Company

Manufacturers of WORK CLOTHING AND SPORTSWEAR

227 2ND AVE. N. • NASHVILLE, TENN.

"MADE IN AMERICA BY AMERICANS"

THIS ACCOUNT IS ASSIGNED AND PAYABLE EXCLUSIVELY TO:  
THE OLD KENTUCKY SALES COMPANY, 227 2ND AVENUE,  
NORTH, NASHVILLE, TENN.

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W. F. Anderson  
Anderson Dept. Store  
Foley, Alabama

INVOICE

NUMBER

DATE

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TERMS: NET 30 DAYS

ALL GOODS SOLD F.O.B. SHIPPING POINT

ACCOUNT NUMBER	CUSTOMER'S NUMBER	CO.	LOC.	S.MAN.	TYPE	BATCH	SIC.	METHOD OF SHIPMENT	AMOUNT
		2		18	01	05	13	DX MOH	
DESCRIPTION	LOT NUMBER		DOZENS	12THS	PRICE	CODE	DISC. RATE	DISC. AMOUNT	
Pants	A 676	K	3	6	39.00		50	1.75	136.50
Pants	A 676	XX		3	42.90		50	13	10.73
Pants	A2449	K	2	9	32.25		50	1.38	88.69
								3.26	235.92

Based upon guaranty received, we guarantee that tests made, in accordance with the Flammable Fabrics Act, show that fabrics used in the garments covered by this invoice are not so highly flammable as to be dangerous when worn.

With respect to each and every item invoiced hereon to which the Federal Trade Commission rules for the rayon and acetate textile industry are applicable, the Seller hereby warrants that such item or items are plainly tagged or labeled or otherwise are plainly marked in strict conformity with said rules.

On parcel post shipments, the shipper is a self-insurer and responsibility is assumed for damage or loss in transit except when shipments are insured by the Post Office Department. On all other shipments, our responsibility ceases with delivery to carrier. All claims must be made within five days.

*Old Kentucky*  
NEW SHIRT

TABULATING COPY

# OLD KENTUCKY Manufacturing Company

Manufacturers of WORK CLOTHING AND SPORTSWEAR

227 2ND AVE. N. • NASHVILLE, TENN.

"MADE IN AMERICA BY AMERICANS"

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THE OLD KENTUCKY SALES COMPANY, 227 2ND AVENUE,  
NORTH, NASHVILLE, TENN.

INVOICE

NUMBER

DATE

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SOLD TO

W. F. Anderson Dept. Store  
Anderson Dept. Store  
Foley, Alabama

TERMS: NET 30 DAYS

SHIP TO

ALL GOODS SOLD F.O.B. SHIPPING POINT

ACCOUNT NUMBER	CUSTOMER'S NUMBER	CO.	LOC.	S. MAN	TYPE	BATCH	SEQ.	METHOD OF SHIPMENT	AMOUNT
		2		18	01	007	02	DX MOH	
DESCRIPTION	LOT NUMBER	DOZENS	12THS	PRICE	CODE	DISC. RATE	DISC. AMOUNT		
Longie	S 766	2A K	6	13.50					6.75
Longie	S 766	1 K	1	13.50					13.50
Longie	M 766	2A K	6	16.50					8.25
Longie	S 966	1 K	1	16.50					16.50
Longie	M 966	1 K	4	19.50					6.50
Overall	290	1A K	1	15.75					15.75
Shirts	733		3	13.50					47.25
Shirts	1249	K	4	26.50					8.83
Shirts	X 10	B K	3	16.50					49.50
									172.83

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Old Kentucky  
MADE IN AMERICA

# OLD KENTUCKY

Manufacturers of WORK CLOTHING AND SPORTSWEAR

"MADE IN AMERICA BY AMERICANS"

INVOICE

## Manufacturing Company

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TERMS: NET 30 DAYS

ALL GOODS SOLD F.O.B. SHIPPING POINT

ACCOUNT NUMBER	CUSTOMER'S NUMBER	CO.	LOC.	S'MAN	TYPE	BATCH	SEQ.	METHOD OF SHIPMENT		AMOUNT
		2		18	91	024	01	PP PD		
DESCRIPTION	LOT NUMBER	DOZENS		12THS	PRICE	CODE	DISC. RATE	DISC. AMOUNT		
Shirts	1249	K		8	26.50					17.67
										17.67

Based upon guaranty received, we guarantee that tests made, in accordance with the Flammable Fabrics Act, show that fabrics used in the garments covered by this invoice are not so highly flammable as to be dangerous when worn.

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*Old Kentucky*  
WELL-MADE

# OLD KENTUCKY

## Manufacturing Company

Manufacturers of WORK CLOTHING AND SPORTSWEAR

"MADE IN AMERICA BY AMERICANS"

INVOICE

227 2ND AVE. N. • NASHVILLE, TENN.

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TERMS: NET 30 DAYS

ALL GOODS SOLD F.O.B. SHIPPING POINT

SOLD TO

Anderson Dept. Store  
Foley, Alabama

SHIP TO

ACCOUNT NUMBER	CUSTOMER'S NUMBER	CO.	LOC.	S'MAN	TYPE	BATCH	SEQ.	METHOD OF SHIPMENT	AMOUNT
				018	01	018	01	PP PD	
DESCRIPTION	LOT NUMBER	DOZENS	12THS	PRICE	CODE	DISC. RATE	DISC. AMOUNT		
Overall	290 1A K		6	15.75					7.88 7.88

Based upon guaranty received, we guarantee that tests made, in accordance with the Flammable Fabrics Act, show that fabrics used in the garments covered by this invoice are not so highly flammable as to be dangerous when worn.

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Old Kentucky  
WELL MADE

# Affidavit to Claim

STATE OF Tennessee

COUNTY OF Davidson

ss.

Before me, the undersigned, a Notary Public, in and for the County and State aforesaid, personally appeared F. C. Thompson who

being by me first duly sworn according to law, deposes and says that he is\* Credit Manager  
of First National Company dba Old Kentucky Manufacturing Company

1. A corporation organized and doing business under the laws of the State of Tennessee

2. A partnership composed of

3. A sole trader doing business as

and that as such he is authorized to make this affidavit; cognizant of the facts constituting the cause of action; that he is familiar with the books and business of said First National Co. dba Old Kentucky Mfg.

Company that the account against W. F. Anderson, Anderson Dept. Store  
of Foley, Alabama hereto attached, marked "Exhibit A" and made a part hereof

is a true and correct copy of books of original entry, instrument of writing or claim, on which this action is brought, of First National Co. dba Old Kentucky Mfg. Co.; that the goods for which said

charges were made were sold and delivered to the said W. F. Anderson, Anderson Dept. Store  
at its special instance and request; that the charges made therefor are fair and reasonable and as per

contract, and that he promised to pay the sums charged; that credit has been duly given for all payments, counter  
claims and setoffs and that there is no usury therein; that said First National Co. dba Old Kentucky Mfg

has no collateral or other security for the payment thereof and that there now remains due and owing from said

W. F. Anderson to First National Co. dba. Old Kentucky Mfg.

the sum of Three Hundred Twenty and 09/100 Dollars,

together with interest thereon from 19

Subscribed and sworn to before me this 6th day of August 19 59

Rich M. Murtree

Notary Public.

F. C. Thompson

F. C. Thompson-Credit Manager

L. S.

\*Treasurer, Member of Firm or Sole Proprietor.

## POWER OF ATTORNEY

To

or

You or your representative endorsed hereon, are hereby appointed the attorney-in-fact for the undersigned, and each or either of you is authorized to attend any and all meetings of creditors or adjourned meetings of creditors of the above named debtor in any court or elsewhere, and for the undersigned to vote for or against any proposal or resolution that may be submitted in reference to the affairs or estate of the above named debtor; to accept or refuse any composition in or out of bankruptcy proposed by said debtor or his or its representatives; to receive, endorse, receipt for and collect any payments of dividends or fees or moneys due the undersigned under any composition or otherwise and in general to take such action and do such acts, execute such consents for the undersigned as you may deem best, as fully as the undersigned could do if personally present. And all powers of attorney heretofore executed by the undersigned in this proceeding are hereby revoked.

In Witness Whereof, the above named claimant has signed these presents or has caused them to be signed  
and its corporate seal affixed this 6th day of August 19 59

First National Company (Corp. Seal.)  
dba Old Kentucky Mfg. Company

(Corporate or partnership name here)

F. C. Thompson

(Name of officer, partner or individual here)

F. C. Thompson-Credit Manager

L. S.

FOR CORPORATION

CITY OF Nashville  
STATE OF Tennessee  
COUNTY OF Davidson

SS:

On this 6th day of August, 1959 before me personally came  
F. C. Thompson, to me known, who being by me duly sworn, did depose  
and say that he resides in Davidson County; that he is the Credit Manager  
of the First Nations Co. dba. Old Kentucky, which executed the above instrument;  
that he knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order  
of the board of directors of said corporation, and that he signed his name thereto by like order.

(Notary Public signs here)

FOR PARTNERSHIP

CITY OF  
STATE OF  
COUNTY OF

SS:

On this day of 19 before me personally came  
to me known and known to me to be one of the persons described in and who  
executed the foregoing instrument and who duly acknowledged that he executed the same, and who being by me duly sworn, did depose and  
say that he is a member of said partnership and is duly authorized to execute same on behalf of his said firm.

(Notary Public signs here)

FOR INDIVIDUAL

CITY OF  
STATE OF  
COUNTY OF

SS:

On this day of 19 before me personally came  
to me known and known to me to be the individual described in and who executed  
the foregoing instrument and he duly acknowledged to me that he executed the same.

(Notary Public signs here)

American Credit Indemnity Co.  
of New York

Affidavit to Claim

Debtor

Against

Claimant

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

FIRST NATIONAL COMPANY, d/b/a  
OLD KENTUCKY MANUFACTURING  
COMPANY, a Tennessee Corporation  
PLAINTIFF

VS:

W. F. ANDERSON, d/b/a ANDERSON  
DEPT. STORE,  
DEFENDANT

Received 25 day of Nov 1959  
and on 31 day of Nov 1959  
I served a copy of the within  
on W. F. Anderson  
By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff

By [Signature] D. S.

[Signature]

Sheriff claims 22 miles at  
Ten Cents per mile Total \$ 2.20  
TAYLOR WILKINS, Sheriff  
BY [Signature]  
DEPUTY SHERIFF

FILED  
NOV 25 1959  
MIDELL DUCK, CLERK  
REGISTER

LAW OFFICE OF  
FOREST A. CHRISTIAN  
FOLEY, ALABAMA