

STATE OF ALABAMA  
BALDWIN COUNTY

4539

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Richard J. Farmer to appear within thirty days from the service of this writ in the Circuit Court to be held for said county at the place of holding the same, then and there to answer the complaint of J. M. PONDER, d/b/a Ponder Company.

WITNESS my hand this 6 day of January, 1961.

Alice J. Duck  
Clerk

J. M. PONDER d/b/a  
PONDER COMPANY,

Plaintiff

Vs.

RICHARD J. FARMER,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

1.

The Plaintiff claims of the Defendant the sum of ONE HUNDRED SIXTY-SEVEN and 30/100 DOLLARS (\$167.30), due from him by account on the 29th day of October, 1959, which sum of money with the interest thereon, is still unpaid.

WILTERS & BRANTLEY

BY: Walter J. Wilters  
Attorneys for the Plaintiff

Defendant's Address:

Fairhope, Alabama

FILED  
JAN 6 1961  
ALICE J. DUCK, CLERK  
REGISTER

NO. 4539

J. M. Ponder

vs.

Richard J. Farmer

702 Winn Lane  
I hope

Received 6 day of Jan 1961  
and on 11 day of Jan 1961  
I served a copy of the within  
on Richard J. Farmer

By service on Richard Farmer

TAYLOR WILKINS, Sheriff  
By W. C. Farmer D. S.  
I hope

Sheriff claims 7.00  
Ten Cents per mile Total 7.00  
TAYLOR WILKINS, Sheriff  
BY Farmer  
DEPUTY SHERIFF

FILED

JAN 6 1961  
ALICE J. DICK, CLERK  
REGISTER

LAW OFFICES  
**E. G. RICKARBY**  
392 FAIRHOPE AVENUE  
FAIRHOPE, ALABAMA

February 8, 1961

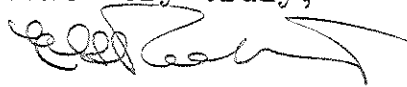
Mrs. Alice Duck  
Clerk of Circuit Court  
Bay Minette, Alabama

Dear Mrs. Duck:

Inre: Ponder Company  
vs: Richard J. Farmer

Please file the enclosed pleas in the above  
styled case and oblige.

Yours very truly,



EGR/wr

Enc:

cc: Mr. R. J. Farmer

cc: Mr. Harry Wilters

J. M. PONDER, d/b/a  
PONDER COMPANY,

Plaintiff,

VS

RICHARD J. FARMER,

Defendant.

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

P L E A S

Comes the Defendant and offers the following pleas to  
the Plaintiff's Complaint:

ONE

The General Issue.

TWO

The allegations of the Complaint are untrue.

THREE

The Defendant, for answer to the Complaint, saith that  
he tendered to the Plaintiff the amount due to him, to-wit, the  
sum of ONE HUNDRED DOLLARS (\$100.00) before the action was com-  
menced, and now brings the money into Court.

FOUR

The Defendant, as a defense to the action, saith that,  
at the time the action was commenced, the Plaintiff was indebted  
to him in the sum of ONE HUNDRED DOLLARS (\$100.00) damages for  
that on, to-wit, the 26th day of October, 1960, the Plaintiff's  
servants or agents, acting in the line and scope of their employ-  
ment, negligently drove a truck across the Defendant's lawn damag-  
ing said lawn by leaving deep ruts in said lawn, which he hereby  
offers to set off against the demand of the Plaintiff.

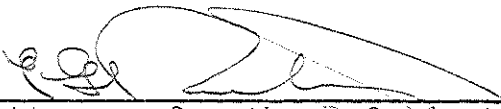
FIVE

The Defendant says that the Plaintiff was not authorized  
to do the work which makes up this account.

SIX

The Defendant says that the Plaintiff's charges are ex-  
cessive for the work performed.

FILED  
FEB 8 1961  
ALICE J. DUCK, CLERK  
REGISTER

  
Attorney for the Defendant.

J. M. PONDER, d/b/a  
PONDER COMPANY,

Plaintiff,

Vs.

RICHARD J. FARMER,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

DEMURRER

Comes now the Plaintiff in the above styled cause and  
files the following demurs to the Defendant's Plea #3:

1.

That this is an immaterial plea.

2.

The said Plea is no defence to this cause of action.

ANSWER

For answer to Plea #5, the Plaintiff says:

1.

He joins issue thereon and says that the Plaintiff was  
authorized to do the work making up the account.

REPLICATION

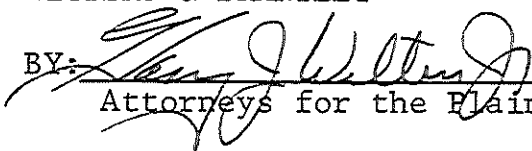
For Replication to plea #4, the Plaintiff says that the  
allegations contained therein are untrue.

FILED

APR 13 1961

ALICE L. DUCK, CLERK  
REGISTER

WILTERS & BRANTLEY

BY: 

Attorneys for the Plaintiff

J. M. PONDER, d/b/a  
PONDER COMPANY,

Plaintiff

Vs.

RICHARD J. FARMER,

Defendant.

DEMURRER

ANSWER

REPLICATION

FILED

APR 13 1961

ALICE L. DUCK, CLERK  
REGISTER