

SECURITIES INVESTMENT COMPANY, *

A Corporation,

Plaintiff,

VS.

B. B. LARRIMORE,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA, AT LAW.

CASE NO. 4388

Plaintiff claims of the Defendant the sum of, to-wit, FIVE HUNDRED SIX AND 03/100 (\$506.03) DOLLARS damages, for the breach of a written agreement entered into by the Defendant on, to-wit, September 3, 1959, by which he promised to pay to Treadwell Ford, Inc., the sum of, to-wit, \$88.33 each month, commencing on, to-wit, October 5, 1959, and continuing on the 5th day of each month thereafter until the sum of, to-wit, \$2,119.92 had been paid for the purchase of One 1959 Ford Pickup F-100, Motor Number F10C9K 5347; said written instrument provided that in the event of a default in said payments, the entire amount would then become due, and the Plaintiff could seize said automobile and sell same at a public or private sale, with or without advertisement, with or without notice to the Defendant, and apply the proceeds of said sale to the remainder due under the said written instrument, and in the event of a deficiency, the Defendant agreed to pay the amount of the deficiency. Plaintiff avers that said written instrument, together with all rights thereunder, was assigned to it in writing by the said Treadwell Ford, Inc., before default in said written instrument, for which a valuable consideration has been paid.

Plaintiff alleges that the Defendant defaulted in said written instrument in that he failed to make the payments provided for therein, leaving a balance of principal due, of, to-wit, \$2,031.59; that the automobile mentioned therein was seized and sold and that the sum of, to-wit, \$1,395.00 was received for the automobile, which sum the Plaintiff alleges was the reasonable market value of the

automobile at the time of the seizure and at the time of the sale, and that after applying the amount received from the sale of the said automobile to the balance due under the said written instrument, and allowing all just credits, a balance of, to-wit, \$506.03 remains due and unpaid.

Plaintiff claims the benefit of a waiver of personal property exemptions contained in said written instrument.

Plaintiff claims the additional sum of, to-wit, \$168.67 as a reasonable attorney's fee, averring that, to-wit, \$168.67 is a reasonable attorney's fee as is provided for in said written instrument.

Les L. Crain
BRUTKIEWICZ & CRAIN,
Attorneys for Plaintiff.

DEFENDANT MAY BE SERVED AT:

P.O. Box 308
Robertsdale, Alabama.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. _____

_____ TERM, 19____

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon B. B. Larrimore

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, State of Alabama, at Bay Minette, against _____

_____ B. B. Larrimore _____, Defendant _____

by _____

Securities Investment Company, A Corp _____, Plaintiff _____

Witness my hand this 18th day of August 1960

Allice J. Duck _____, Clerk

No. 4388 Page

The State of Alabama

Baldwin County

CIRCUIT COURT

SECURITIES INVESTMENT COMPANY

A Corp

Plaintiffs

vs.

B. B. LARRIMORE

Defendants

Summons and Complaint

Filed 8-18 1960

Alice J. Duck

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

8/18 1960

_____, Sheriff

I have executed this summons

this 8-22 1960

by leaving a copy with

B. B. Larrimore

Sheriff claims 30 miles at

Ten Cents per mile Total \$ 3.00

TAYLOR WILKINS, Sheriff

BY

EDDIE
DEPUTY SHERIFF

Taylor Wilkins Sheriff

Edleigh Stradham Deputy Sheriff

Robertdale, ala

Bratkiewicz & Crain

ATTORNEYS AT LAW

701 - 702 VAN ANTWERP BLDG.

MOBILE, ALABAMA



DONALD E. BRATKIEWICZ
LEO L. CRAIN

HE. 3-1866

August 17, 1960

Hon. Alice Duck
Clerk, Baldwin County
Bay Minette, Alabama

Dear Mrs. Duck:

Would you please file the enclosed suit in the Circuit Court
of Baldwin County and advise me as to the date of service.

Thanking you for this service, I am

Yours very truly,

BRATKIEWICZ & CRAIN

Leo L. Crain

LLC:lh

Enclosure (Securities vs. B.B. Larrimore)

SECURITIES INVESTMENT COMPANY,
A Corporation,

Plaintiff

VS

B. B. LARRIMORE,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. _____

ANSWER

Comes now the Defendant in the above styled cause and as answer to the Complainant's Complaint says:

1.

That he is not guilty in the matters alleged therein.

2.

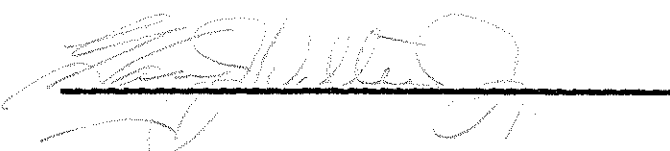
That he has paid the debt for the recovery of which this suit was filed before the action was commenced.

WILTERS & BRANTLEY



The Defendant demands a trial by jury.

WILTERS & BRANTLEY



FILED

OCT. 19 1960

ALICE J. DUCK, Clerk

1388

SECURITIES INVESTMENT COMPANY,
A Corporation,

Plaintiff

VS

B. B. IARRIMORE,

Defendant

ANSWER