

DAIRY FRESH CORPORATION, an
Alabama Corporation,

Plaintiff,

VS.

C. H. BRYARS, JR.,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

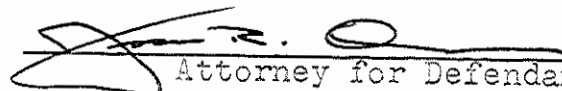
NO. 4429

PLEA

Now comes the Defendant in the above styled cause and for plea to the complaint heretofore filed in said cause and to each count thereof separately and severally assigns the following separately and severally:

1. The allegations of the complaint are untrue.
2. The allegations of each count of the complaint are untrue.
3. The Defendant for answer to the said complaint, says that he has paid the debt for the recovery of which this suit was brought, before the action commenced.
4. For further answer to the said complaint and by way of recoupment, the Defendant claims of the Plaintiff Seven Hundred Sixty-two and 16/100 Dollars (\$762.16) for money on the 29th day of August, 1957, recieved by the Plaintiff to the use of the Defendant which sum of money, with the interest thereon, is still unpaid.

FILED
SEP 8 1961
ALICE J. DUCK, CLERK
REGISTER


Attorney for Defendant

DAIRY FRESH CORPORATION, an
Alabama Corporation,

Plaintiff,

VS.

C. H. BRYARS, JR.,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

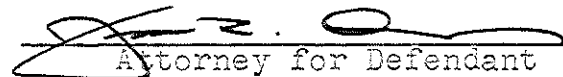
AT LAW

NO. 4429

AMENDED PLEA

Now comes the Defendant in the above styled cause and amends the plea heretofore filed in said cause by adding thereto the following plea to the complaint and to each count thereof separately and severally:

5. The Defendant, for answer to the complaint, says that the account sued on is barred by the statutes of limitations of three years.


Attorney for Defendant

DAIRY FRESH CORPORATION,
an Alabama Corporation,

Plaintiff,

VS.

C. H. BRYARS, JR.,

Defendant.

IN THE CIRCUIT COURT OF

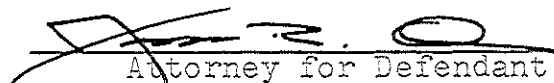
BALDWIN COUNTY, ALABAMA

AT LAW

DEMURRER

Now comes the Defendant in the above styled cause and demurs to the Complaint heretofore filed in said cause and to each count thereof separately and severally and as grounds for said demurrer assign the following separately and severally:

1. It does not state a cause of action.
2. It does not aver where the alleged contract between Plaintiff and Defendant was oral or in writing.
3. It does not allege the prevailing price for milk and milk products in Mobile County during the term of the alleged agreement.
4. It does not allege what part of the amount claimed was for milk and milk products and what part was for rent on automobile trucks.
5. From aught there appears that Defendant did not use the automobile trucks alleged to have been rented to him by the Plaintiff.
6. It does not allege that Defendant used the automobile trucks alleged to have been rented to him by the Plaintiff.
7. It does not allege that the automobile trucks rented to Defendant traveled any miles delivering milk or milk products during the term of the alleged agreement.
8. The Plaintiff alleges that an itemized statement of the accounts sued on is attached to the original complaint, but the statement attached to the original complaint is not itemized.


Attorney for Defendant

FILED

OCT 20 1960

ALICE J. DUCK, Clerk

DAIRY FRESH CORPORATION, an
Alabama Corporation,

Plaintiff,

VS.

C. H. BRYARS, JR.,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

STATE OF ALABAMA)
*
BALDWIN COUNTY)

Before me, the undersigned authority, personally appeared
C. H. Bryars, Jr., the Defendant in the above styled cause, who,
first being duly and legally sworn, deposes and says:

That he is the Defendant in the above styled cause; that
he denies the correctness of the account verified by affidavit and
attached to the original complaint in this cause; that he denies
liability for the amount shown by the said verified account and
disputes the whole account as shown by the said itemized statement
attached to the original complaint in this cause. Affiant further
deposes and says that this affidavit is made and filed in accordance
with Title 7, Section 378 of the 1940 Code of Alabama.

C. H. Bryars Jr.

Sworn to and subscribed before me
on this the 20th day of October, 1960.

[Signature]

Notary Public, Baldwin County, Alabama

FILED

OCT 20 1960

ALICE J. DUCK, Clerk

DAIRY FRESH CORPORATION, an
Alabama Corporation,
Plaintiff.
VS.
C. H. BRYARS, JR.,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Comes the plaintiff and shows unto the Court that, pursuant to law in such cases made and provided, the plaintiff propounded interrogatories to the defendant in the above styled cause; that same were served as required by law; that the time allowed by law in which to answer said interrogatories has expired; and that the defendant has not answered said interrogatories.

Wherefore, the plaintiff moves the court (1) to require the defendant to answer said interrogatories on or before a day certain to be fixed by the Court; (2) to impose upon the defendant such penalties as are provided by law for defendant's failure to answer said interrogatories; and (3) to enter a judgment by default or nil dicit in favor of the plaintiff and against the defendant if the defendant fails or refuses to answer said interrogatories on or before the date fixed by the Court by which the defendant is required to answer.

Reginald Richardson
Attorney for Plaintiff.

To: Hon. James R. Owen
Bay Minette, Alabama

Attorney of Record for Defendant.

Please take notice that the above motion has been filed in the Circuit Court of Baldwin County, Alabama, and that said motion is set for hearing on the 7th day of February, 1961, at 9 o'clock A. M.

Reginald Richardson
Attorney for Plaintiff.

I hereby certify that I have mailed a copy of the foregoing motion and notice to defendant's attorney of record, this 9 day of January, 1961.

Reginald Richardson
Attorney for Plaintiff.

The foregoing motion having been presented to the Court, upon consideration of the same, it is ordered and adjudged by the Court that the same be set down for hearing before the court at 9 o'clock A. M. on the 7 day of July, 1961.

Dated this 17 day of January, 1961.

Hubert M. Jones
Circuit Judge.

FILED
JAN 17 1961
ALICE L. DUCK, CLERK
REGISTER

Dairy Truck

C. H. Bryars

1. Cooper, Grady, Farmer, Elseanor
2. Conway, Roscoe, Brookley Field, Bay Minette
3. Gnotwell, Alfred, Carpenter, Gulf Shores
4. Kennedy, J.C., Ins. Agent, Bay Minette
5. Kinnard, B.B., Clerk, Bay Minette
6. Lazzari, A.V., Jr., Farmer, Belforest
7. Lee, Herbert, Florist, Robertsdale
8. Leiternan, Atnon, Farmer, Elberta
9. Lenz, William, Civil Service, Elberta
10. McMillan, Raymond N., Farmer, Stockton
11. Mothershed, George J., Farmer, Bay Minette
12. Nall, Wilber C., Farmer, Gulf Shores
13. Nelson, Clarence A., Merchant, Fairhope
14. Nelson, James H., Ship Carpenter, Gulf Shores
15. Nix, Herbert, Brookley Field, Bay Minette
16. Norsworthy, John C., Clerk, Bay Minette
17. Osborne, W.A., Civil Service, Foley
18. Page, Glenn A., Insurance, Bay Minette
19. Mitchell, White, Clerk, Bay Minette
20. Yarbrough, Leon, Forester, Bay Minette
21. Bryars, Charles Henry, Jr., Farmer, Stockton
22. Casteel, Jim, Laborer, Elseanor
23. Harrison, Bibb, Farmer, Fairhope
24. Hedge, Langston, Chemist, Bay Minette
25. James, Lonnie, Salesman, Bay Minette
26. Golden, David, Jr., Merchant, Foley
27. Grantham, Donald R., Farmer, Mag. Spgs.
28. Griffith, Jack, Shipyard, Fairhope
29. Hammond, Cecil C., Trk. Oper., Bay Minette
30. Harris, Guy H., Merchant, Foley
31. Ellison, W.V., Farmer, Robertsdale
32. Eslava, Paul, Farmer, Mag. Spgs.
33. Godwin, Dewey C., Mechanic, Bay Minette
34. Day, Gladden, Salesman, Bay Minette
35. Culver, W. Batson, Nurseryman, Bay Minette
36. Duffee, Kenneth, Brookley Field, Stockton
37. Duck, Davis, Farmer, Bay Minette
38. Patterson, Earnest, Farmer, Rosinton
39. Prine, Julian C., Ins., Bay Minette
40. Rieben, Albert, School Bus Mechanic, Bay Minette
41. Rieben, Ray, Paper Mill, Bay Minette
42. Simms, R.J., Hardware, Belforest
43. Thieme, W.H., Foreman, Foley
44. Topp, Henry, Clerk, Foley
45. Vines, Mack, Clerk, Bay Minette
46. Weeks, Elliot, Mechanic, Mag. Spgs.
47. Weeks, Sydney, Farmer, Mag. Spgs.
48. Goleman, James A., Restaurant Oper., Gulf Shores
49. Boan, Jessie Forest, Farmer, Stapleton
50. Boaden, C.A., Ala. Power Co., Bay Minette
51. Brantley, E.R., Contractor, Bay Minette

D XXXX XXXX XXXX XXX

D XXXXX XXXXX XXXXX XX

4429

Dairy Fresh
55

Chas. A. Bryers, Jr.

REGINALD RICHARDSON

ATTORNEY AT LAW
GREENSBORO, ALABAMA

Jan. 15, 1961

Mrs. Alice J. Duck
Circuit Clerk
Bay Minette, Alabama

Re: Dairy Fresh Corporation
vs. C. H. Bryars, Jr.

Dear Mrs. Duck:

Mr. James R. Owen, attorney for the defendant in the above cause, has notified me that he will not be available to argue pleadings on the 17th day of January or on the 25th or 26th of January.

In view of his not being there, I will remain in Greensboro on the 17th, unless notified differently. Should it be necessary for me to come on the 17th, please call me collect at MAfair 4-4521 or MAfair 4-4751.

Please put this letter in the file of this case so that the Judge may see the same if he desires to examine the file.

Thanking you for your kindness in the matter, I am,

Very truly yours,

Reginald Richardson

Reginald Richardson

REGINALD RICHARDSON

ATTORNEY AT LAW
GREENSBORO, ALABAMA
Sept. 13, 1960

#4429

Mrs. Alice J. Duck
Circuit Clerk
Baldwin County
Circuit Court
Bay Minette, Alabama

Re: Dairy Fresh Corporation
vs.
C. H. Bryars, Jr.

Dear Mrs. Duck:

Please find inclosed an original summons and complaint in the above styled cause with attached itemized statement and also copy of summons and complaint for service upon defendant.

I am informed that defendant resides in Bay Minette and works for his father, C. H. Bryars, Sr. of Stockton, Alabama.

Please file this suit for me in your court as soon as you receive the same and cause service to be had.

Thanking you for your kindness in the matter, I am,

Yours very truly,

Reginald Richardson
Reginald Richardson

REGINALD RICHARDSON

ATTORNEY AT LAW
GREENSBORO, ALABAMA
Nov. 10, 1960

Mrs. Alice J. Duck
Circuit Clerk
Baldwin County
Bay Minette, Ala.

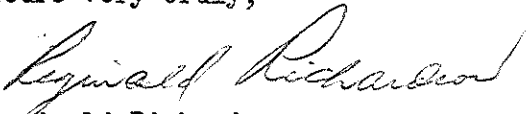
Re: Dairy Fresh Corporation
vs.
C. H. Bryars, Jr.

Dear Mrs. Duck:

Please find inclosed a number of interrogatories filed by the plaintiff in the above cause to the defendant. Also find inclosed a copy of the same which I would like to have served upon the defendant or, if he is not found, upon his attorney, Hon. James R. Owen of Bay Minette.

Thanking you for your kindness in the matter, I am,

Yours very truly,


Reginald Richardson

NAME
ADDRESS
CITY

C. H. Bryars, Jr.

RATING
LIMIT

DATE	FOLIO	CHARGES	CREDITS	BALANCE
			BALANCE FORWARD	40.72.76
12 6 57			4.81	40.67.95
12 13 57	23554.59	486.39		44.94.34
12 19 57	23554.59	223.48		47.17.82
12 20 57			21.24.15	25.93.67
12 21 57	23554.60	908.63		35.02.30
12 22 57	23554.60	497.29		39.99.59
12 23 57	23554.61	421.58		44.21.17
12 26 57	23554.61	214.23		46.35.40
12 27 57	23554.62	456.52		50.91.92
12 28 57	23554.63	141.61		52.33.53
12 28 57			19.43.80	32.89.73
12 29 57	23554.65	804.07		40.93.80
12 30 57		5.00		40.98.80
12 31 57	1779.29	328.10		44.26.90
12 31 57	23554.66	576.13		50.03.03
12 31 57	23554.67	582.95		55.85.98
12 31 57	1275.43	489.09		60.75.07
12 31 57	1275.43	319.12		63.94.19
12 31 57	1407.91	448.81		68.43.00
12 31 57	94.29	163.00		70.06.00
12 31 57	1275.49	198.38		72.04.38
12 31 57	1275.50	475.53		76.79.91
12 31 57	1275.49	126.85		78.06.76
12 31 57	1275.50	834.70		86.41.46
12 31 57	1390.79	308.73		89.50.19
12 31 57			40.98.80	48.51.39
12 31 57		214.90		50.66.29
12 31 57		107.80		51.74.09
12 30 57	99.37	1.23		51.75.32
12 21 57	1390.83	603.86		57.78.58
12 22 57	1390.84	492.23		62.70.81
12 23 57	1443.37	463.56		67.34.37
12 23 57	1390.87	429.77		71.64.14
12 25 57	94.35	114.40		72.78.54
12 26 57	1779.30	233.02		75.11.56
12 26 57			1.48	75.10.08
12 27 57	1443.38	479.01		79.89.09
12 28 57	1390.86	119.27		8.108.36
12 29 57	1443.37	479.47		25.87.83
12 30 57	1443.39	297.69		28.85.52

NAME
ADDRESS
CITY

C. H. Bryars, Jr.

RATING

LIMIT

DATE	FOLIO	CHARGES	CREDITS	BALANCE
Dec. 17 56			BALANCE FORWARD	75.37
DEC 20 56	23 21.03	23 36.39		22 61.02
DEC 24 56	23 20.53	21 15.80		24 76.82
DEC 25 56	23 05.15	13 44.18		38 21.00
DEC 26 56	10.96	4 40.08		42 61.08
DEC 26 56		22		42 61.30
DEC 26 56			23.43	42 37.87
DEC 28 56	10.97	5 19.32		47 57.19
DEC 29 56	10.50	2 82.82		50 40.01
DEC 29 56	94.02	4 21.72		54 61.73
DEC 29 56			22 61.02	32 00.71
JAN 4 57	23 20.50	7 13.83		39 14.54
JAN 7 57	94.06	7 19.79		46 34.33
JAN 7 57			32 00.71	14 33.62
JAN 9 57	94.07	4 51.90		18 85.52
JAN 9 57	94.08	6 86.71		25 72.23
JAN 28 57	57.70	5.70		25 77.93
JAN 12 57	94.13	3 62.89		34 40.82
JAN 14 57			18 85.52	15 55.30
JAN 15 57	3 82.42	4 43.50		19 98.80
JAN 18 57	3 82.50	12 19.59		32 18.39
JAN 21 57	94.16	1 49.10		33 67.49
JAN 21 57	94.16	7 27.67		40 95.16
JAN 23 57	91.29	1.47		40 96.63
JAN 24 57	12 76.49	6 29.00		47 25.63
JAN 26 57	17 79.07	9 00.16		56 25.79
JAN 29 57	17 79.08	6 51.26		62 77.05
JAN 29 57	17 79.09	1 04.80		63 81.85
JAN 29 57			3.20	63 78.65
JAN 29 57			32 18.39	31 60.26
JAN 31 57	17 79.12	5 54.16		37 14.42
FEB 3 57	23 54.52	7 74.22		44 88.64
FEB 5 57	23 54.53	6 17.38		51 06.02
FEB 6 57	17 79.16	4 23.06		55 29.08
FEB 8 57	23 54.54	6 04.53		61 33.61
FEB 8 57			44 88.64	16 44.97
FEB 9 57	23 54.54	3 13.08		19 58.05
FEB 9 57	17 79.19	1 66.10		21 24.15
FEB 11 57	23 54.55	4 20.50		25 44.65
FEB 13 57	23 54.57	6 17.56		31 62.21
FEB 14 57	23 54.58	1 17.08		32 79.29
FEB 16 57	23 54.57	7 93.47		40 72.76

ADDRESS

CITY

LIMIT

DATE	FOLIO	CHARGES	CREDITS	BALANCE
			BALANCE FORWARD	8885.52
1 1 57	1443.39	451.07		9336.59
1 2 57		204.37		9540.96
1 3 57	94.40	474.87	1	10015.83
1 4 57	1443.42	133.11	1	10148.94
1 5 57	1390.87	481.64	1	10630.58
1 6 57	1390.88	308.65	1	10939.23
1 0 57	1390.90	335.97	1	11275.20
1 8 57	94.43	222.90	1	11498.10
1 0 57			4542.66	6955.44
1 9 57	130.92	352.46		7307.90
1 10 57	1390.93	613.88		7921.78
1 12 57	1390.93	583.15		8444.93
1 13 57		315.08		8760.01
1 13 57			4300.00	4460.01
1 16 57		659.91		5119.92
1 17 57		343.93		5463.85
1 10 57		389.57		5853.42
1 12 57	1390.97	478.58		6332.00
1 12 57		.54		6332.54
1 20 57		180.93		6513.47
1 22 57		288.67		6742.14
1 22 57		427.48		7169.62
1 24 57		437.79		7607.41
1 25 57		173.20		7780.61
1 25 57		161.91		7942.52
1 27 57	602.95	550.12		8492.64
1 27 57	602.96	458.48		8951.12
1 29 57	602.96	308.04		9259.16
1 30 57	602.97	367.18		9626.34
1 1 57	602.97	304.79		9931.13
1 2 57	602.98	115.45	1	10046.58
1 3 57	329.01	514.48	1	10561.06
1 4 57	329.01	105.47	1	10666.53
1 4 57	113.35	12.00	1	10678.53
1 6 57	659.09	313.90	1	10992.43
1 6 57	329.50	630.93	1	11623.36
1 7 57	328.51	133.67	1	11757.23
1 6 57			4000.00	7757.23
1 8 57	597.49	176.26		7933.49
1 9 57	328.51	183.58		8117.07

NAME C. H. Bryars, Jr.

RATING

ADDRESS

CITY

LIMIT

DATE	FOLIO	CHARGES	CREDITS	BALANCE
				8117.07
NOV 11 57	328.90	1,179.71	BALANCE FORWARD	9296.78
NOV 13 57	597.48	466.31		9763.09
NOV 14 57	597.50	171.55		9934.64
NOV 15 57	337.40	181.21		10115.85
NOV 16 57	328.92	108.34		10224.19
NOV 30 57			3000.00	7224.19
NOV 17 57	105.12	111.40		7335.59
NOV 17 57	328.95	1,065.54		8401.13
NOV 18 57	597.49	110.71		8511.84
NOV 21 57	328.93	852.22		9364.06
NOV 23 57	328.94	476.58		9840.64
NOV 23 57	328.95	127.04		9967.68
NOV 25 57	328.97	796.71		10764.39
NOV 27 57	328.97	649.80		11414.19
NOV 29 57	328.99	551.48		11965.67
NOV 30 57	296.97	149.84		12115.51
NOV 31 57	296.97	580.86		12696.37
DEC 1 57	179.46	613.63		13310.00
DEC 3 57	105.18	362.33		13672.33
DEC 4 57	337.41	132.70		13805.03
DEC 5 57	279.46	773.50		14578.53
DEC 6 57	297.00	128.67		14707.20
DEC 17 57	1,658.70	540.34		15247.54
DEC 19 57	1,658.71	209.07		15456.61
DEC 10 57	1,658.72	627.25		16083.86
DEC 10 57	105.21	134.40		16218.26
DEC 11 57	1,658.74	253.22		16471.48
DEC 12 57	1,658.75	547.39		17018.87
DEC 13 57	279.48	157.17		17176.04
DEC 14 57	1,658.77	315.42		17491.46
DEC 15 57	1,658.77	364.11		17855.57
DEC 17 57	1,658.78	412.55		18268.12
DEC 18 57	1,658.79	525.43		18793.55
DEC 19 57	1,658.80	501.82		19295.37
DEC 20 57	17.49	166.80		19462.17
DEC 21 57		462.73		19924.90
DEC 24 57		1,125.14		21050.04
DEC 24 57		257.10		21307.14
DEC 26 57		588.72		21895.86
DEC 27 57		175.91		22071.77

DATE	FOLIO	CHARGES	CREDITS	BALANCE
			BALANCE FORWARD	280.71.77
JUL 28 57		258.15		283.29.92
JUL 29 57	1680.49	582.76		289.12.68
JUL 29 57			.63	289.12.05
AUG 1 57		568.15		234.80.20
AUG 2 57		474.16		239.54.36
AUG 3 57	1658.83	619.29		245.73.65
AUG 5 57	1658.84	566.48		251.40.13
AUG 6 57	1658.85	656.77		25.796.90
AUG 9 57		282.81		25.079.71
AUG 9 57		3.68		25.083.39
AUG 9 57			12000.00	140.83.39
AUG 10 57		411.04		144.94.43
AUG 11 57		364.62		148.59.05
AUG 12 57	11.89	576.47		154.35.52
AUG 13 57	11.93	570.07		150.05.59
AUG 15 57		348.02		163.53.61
AUG 16 57		513.71		168.67.32
AUG 16 57			12000.00	156.67.32
AUG 17 57		196.31		158.63.63
AUG 18 57		373.04		162.36.67
AUG 19 57	105.41	707.71		169.44.38
AUG 20 57		363.15		173.07.53
AUG 22 57	330.40	330.40		176.37.93
AUG 23 57		20		176.38.13
AUG 23 57		189.25		178.27.38
AUG 24 57	105.42	483.63		183.11.01
AUG 26 57		633.96		189.44.97
AUG 27 57		451.39		193.96.36
AUG 29 57		657.44		200.53.80
AUG 30 57		199.20		202.53.00
AUG 30 57		.10		202.53.10
AUG 31 57		548.76		208.01.86
AUG 1 57		172.49		209.74.35
AUG 2 57		481.61		214.55.96
AUG 3 57		31.98		214.87.94
AUG 3 57		39.10		215.27.04
AUG 3 57		43.88		215.70.92
AUG 3 57		407.40		219.78.32
AUG 5 57		626.85		226.05.17

NAME
ADDRESS
CITY

C. H. Bryars, Jr.

RATING

LIMIT

DATE	FOLIO	CHARGES	CREDITS	BALANCE
			BALANCE FORWARD	2605.17
AUG 6 57		484.86		3090.03
AUG 7 57		204.88		3294.91
AUG 8 57		26.25		3321.16
AUG 8 57		38.92		3360.08
AUG 8 57		478.14		3838.22
AUG 9 57		324.42		4162.64
AUG 10 57		575.03		4737.67
AUG 12 57		330.14		5067.81
AUG 13 57		556.26		5624.07
AUG 15 57		304.00		5928.07
AUG 15 57		29.10		5957.17
AUG 15 57		63.79		6020.96
AUG 15 57		20.68		6041.64
AUG 17 57		972.47		7014.11
AUG 19 57		770.07		7784.18
AUG 20 57		602.03		8386.21
AUG 22 57		11.75		8397.96
AUG 22 57		34.26		8432.22
AUG 22 57		30.49		8462.71
AUG 23 57		1,191.11		9653.82
AUG 24 57		283.17		9936.99
AUG 24 57			4,800.00	5136.99
AUG 26 57		855.97		5992.96
AUG 27 57		400.62		6393.58
AUG 28 57		14.40		6407.98
AUG 28 57		40.30		6448.28
AUG 29 57		448.29		6896.57
AUG 29 57			3,023.16	3873.41
AUG 30 57		521.04		4394.45
AUG 30 57			10.00	4384.45
AUG 30 57			541.83	3842.62
AUG 31 57	100.14	953.20		4795.82
AUG 31 57		921.25		5717.67
SEP 3 57		1,945.54		7663.21
SEP 3 57	100.15	470.47		8133.68
SEP 3 57		70.06		8203.74
SEP 4 57		640.02		8843.76
SEP 4 57			1,734.37	7109.39
SEP 4 57		59.42		7168.81

NAME
ADDRESS
CITY

C. H. Bryars, Jr.

LIMIT

DATE	FOLIO	CHARGES	CREDITS	BALANCE
			BALANCE FORWARD	271.68.81
4 57		38.32		272.07.13
4 57		21.34		272.28.47
4 57		603.72		278.32.19
4 57			70.06	277.62.13
6 57		403.58		281.65.71
7 57		358.58		285.24.29
7 57			631.83	278.92.46
9 57		1,175.46		290.67.92
9 57			1,032.53	280.35.39
10 57		664.45		286.99.84
11 57		12.80		287.12.64
11 57		35.55		287.48.19
11 57		841.69		295.89.88
12 57			2,743.88	268.46.00
12 57		400.10		272.46.10
12 57			591.19	266.54.91
14 57		532.57		271.87.48
14 57			222.95	269.64.53
14 57			50.93	269.13.60
14 57		565.71		274.79.31
16 57		131.04		276.10.35
17 57			952.63	266.57.72
17 57			1,324.66	253.33.06
18 57		701.96		260.35.02
19 57		3.82		260.38.84
19 57			549.27	254.89.57
19 57			127.40	253.62.17
19 57		711.37		260.73.54
20 57			945.24	251.28.30
20 57		30.00		251.58.30
21 57		761.39		259.19.69
21 57			180.62	257.39.07
21 57		776.37		265.15.44
23 57			135.35	263.80.09
23 57		718.09		270.98.18
24 57			1,027.89	260.70.29
24 57		25.45		260.95.74
25 57		578.22		266.73.96
25 57				287.34.94
26 57	105.49	2060.98		287.36.72
26 57		1.78		

NAME
ADDRESS
CITY

C. H. Bryars, Jr.

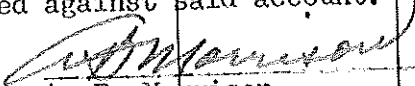
RATING

LIMIT

DATE	FOLIO	CHARGES	CREDITS	BALANCE
			BALANCE FORWARD	28,736.72
SEP 26 57		166.90		28,903.62
SEP 26 57		773.09		29,676.71
SEP 26 57			649.86	29,026.85
SEP 27 57			843.10	28,183.75
SEP 28 57		1,826.64		30,010.39
SEP 28 57		591.23		30,601.62
SEP 28 57	1,300.98		1,300.98	29,300.64
SEP 28 57		33.75		29,334.39
SEP 30 57		767.30		30,101.69
SEP 30 57			1,077.44	29,024.25
SEP 30 57		733.85		29,758.10
OCT 1 57		12.94		29,771.04
OCT 2 57			29.97	29,741.07
OCT 2 57			258.87	29,482.20
OCT 2 57			290.15	29,192.05
OCT 3 57			15.00	29,177.05
OCT 3 57			6.64	29,170.41
OCT 3 57		8.05		29,178.46
OCT 5 57			213.37	28,965.09
OCT 5 57		8.40		28,973.49
OCT 9 57			26.75	28,946.74
OCT 28 57		4,100.00		33,046.74
OCT 31 57			173.55.74	15,691.00
OCT 31 57			1,270.00	14,421.00
			4100.00	10,321.00

STATE OF ALABAMA, HALE COUNTY

I, A. B. Morrison, President of Dairy Fresh Corporation, have personal knowledge that the foregoing is a true and correct statement of the account due Dairy Fresh Corporation by C. H. Bryars, Jr., that the amount due on said as of Oct. 31, 1957, is \$10,321.00, with interest thereon from said date; that there are no credits, set-offs or counterclaims to be allowed against said account.


A. B. Morrison

Sworn to and subscribed before me this 12th day of September, 1960.

STATE OF ALABAMA

BALDWIN COUNTY

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon C. H. Bryars, Jr. 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 Dairy Fresh Corporation, an Alabama Corporation.

Witness my hand, this 14 day of Sept, 1960.

Oliver J. Luck
Clerk, Circuit Court.

Ex-9-21-60

DAIRY FRESH CORPORATION, an
Alabama Corporation,
Plaintiff.

VS.

C. H. BRYARS, JR.
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 4429

1. The Plaintiff claims of the Defendant Ten Thousand Three Hundred and Twenty-one and no/100 (\$10,321.00) Dollars, due from him by account on the 31st day of October, 1957, which sum of money, with the interest thereon, is still unpaid.
2. The Plaintiff claims of the Defendant Ten Thousand Three Hundred and Twenty-one and no/100 (\$10,321.00) Dollars, for money on the 31st day of October, 1957, received by the defendant to the sue of the plaintiff, which sum of money, with the interest thereon, is still unpaid.
3. The Plaintiff claims of the Defendant Ten Thousand Three Hundred and Twenty-one and no/100 (\$10,321.00) Dollars, for the breach of an agreement entered into by the plaintiff and the defendant on, to-wit: the 17th day of December, 1956, in substance as follows: The Plaintiff agreed to furnish milk and milk products to the defendant at Plaintiff's milk plant, Pritchard, Mobile County, Alabama for retail and wholesale distribution by defendant in Baldwin County, Alabama, at and for the price prevailing in Mobile County, Alabama, for said milk and milk products as set by the Alabama Milk Control Board/less twenty-five (25%) per cent and to rent to defendant automobile trucks to be used in the distribution of said milk and milk products at and for a rental of ten (10¢) cents per mile for each mile travelled in the delivery of said milk and milk products. The Defendant agreed to purchase said milk and milk products from the Plaintiff at the above stated price and to pay Plaintiff for the same each week during the life of the said agreement and to pay the Plaintiff weekly the rentals for said

automobile trucks at the above stipulated sum. That the said above described agreement remained in effect until the 1st day of November, 1957, and that during said time the plaintiff furnished and sold to defendant the milk and milk products described at said agreed prices and furnished said automobile trucks for the use of defendant and that the defendant purchased said milk and milk products at said sums and rented said automobile trucks at said stipulated rental. And the plaintiff says that, although it has and did comply with all provisions on its part, the defendant failed and refused to pay to plaintiff the entire sum due plaintiff by defendant under the terms of said agreement and since the 31st day of October, 1957, the sum of Ten Thousand Three Hundred and Twenty-one (\$10,321.00) Dollars, has been due and owing to plaintiff by the defendant and that defendant has failed and refused to pay the same, and that said sum with the interest thereon from the 31st day of October, 1957, is still unpaid, hence this suit.

Reginald Richardson
Attorney for Plaintiff.

For trial of this cause the plaintiff demands a jury.

Reginald Richardson
Attorney for Plaintiff.

An itemized statement of the account sued on, verified by the affidavit of a competent witness, is attached to and filed with the original complaint in this cause, for the purpose of making it competent evidence.

Reginald Richardson
Attorney for Plaintiff.

FILED
SEP 14 1960
ALICE L. DUCK, CLERK
REGISTER

Special Golden
Foreman,

4429
 The following is a list of the names of the persons who have been identified as being involved in the activities of the group. The names are listed in alphabetical order.

[illegible]

Received 11/21 day of July 1960
and on 21 day of July 1960
I served a copy of the within
C. P. Bynum Jr.
By Taylor Wilkins, Sheriff
D. W. A. Bynum

35
NY