

THE STATE OF ALABAMA }
 Baldwin County }
 BALDWIN

To any Sheriff of the State of Alabama—Greeting:

You are hereby commanded to summon Lee Charles Souders, 25x 25 Fairhope,
Alabama,

to appear before the Circuit Court of Baldwin County, Alabama, at the place
 of holding the same and plead, answer or demur within thirty days from service hereof to the complaint
 of Virginia Kirchharr, a minor, by her father, Fletcher Kirchharr,
hereto attached.

Witness, my hand this 31 day of August 1962

Dee J. Souders Clerk.

IF THE DEFENDANT FAILS TO APPEAR AND PLEAD, ANSWER OR DEMUR WITHIN THIRTY
 DAYS AFTER SERVICE THE PLAINTIFF MAY TAKE JUDGMENT BY DEFAULT.

COMPLAINT

VIRGINIA KIRCHHARR, a minor, by
her father, Fletcher Kirchharr,

Plaintiff

vs.

LEE CHARLES SOUDERS,

Defendant

BALDWIN
 IN THE CIRCUIT COURT OF ~~THE STATE OF~~
 COUNTY, ALABAMA
 AT LAW:

Case No. 5271

COUNT ONE

The Plaintiff claim s of the Defendant the sum of \$10,000.00 as damages for that
 heretofore on or about to-wit: July 15, 1962, while plaintiff was
 riding as a guest in an automobile truck along and upon a public road
 in Gulf Shores, Baldwin County, Alabama, namely: Alabama Highway 59 at
 or near its intersection with 23rd Avenue, where she had a right to be,
 the defendant negligently drove an automobile into, over, upon or
 against the said automobile truck in which plaintiff was riding as
 aforesaid, and as a direct and proximate consequence of said negligence
 plaintiff was injured and damaged as follows, to-wit; she was made sick,
 sore and lame, her back, neck, head, face, arms, legs, chest, ribs,
 shoulders, and abdomen were strained and sprained and made sore and
 painful; she suffered a whiplash injury to her back, neck and spine;
 her left leg was strained and sprained and the muscles, tendons and
 ligaments were torn and strained and sprained, her face was cut and
 bruised and contused; her legs were cut and bruised and contused; she
 was permanently injured; and she suffered great physical pain and
 mental anguish and she was internally and externally injured and she
 required treatment by doctors and specialists; all to her great damage
 in the sum aforesaid hence this suit.

COUNT 2.

James H. Gatt
 Attorneys for Plaintiff
 P.O. Box 146, Tuscaloosa, Ala.

A trial by jury is demanded in this cause.

Exp-8-31-62

FILED

AUG 31 1962

ALICE L. DICK

James H. Gatt
 Plaintiff's Attorney

Received 31 day of Aug 1962
and on 31st day of Aug 1962
I served a copy of the within file
on Virginia Kirchharr
By service on Lee Charles Souders

TAYLOR WILKINS, Sheriff
By Fred Seibert D. S.
Phye

Sheriff claims 70 miles at
Ten Cents per mile Total \$ 7.00
TAYLOR WILKINS, Sheriff
BY Seibert
DEPUTY SHERIFF

CASE NO. 52-71

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

VIRGINIA KIRCHHARR, A MINOR,
BY HER FATHER, FLETCHER
KIRCHHARR,

PLAINTIFF

VS.

LEE CHARLES SOUDERS,

DEFENDANT.

Please serve defendant at:

Box 25,
Fairhope, Alabama.

FILED
AUG 21 1962
ALICE L. DUCK, CLERK
RECORDED

E. M. FORD, JR.
JACK H. MCGUIRE
2600 7TH ST., P. O. BOX 146
TUSCALOOSA, ALA.
ATTORNEYS FOR PLAINTIFF

VIRGINIA KIRCHHARR, a
minor, by her father,
Fletcher Kirchhar,

Plaintiff,

vs.

LEE CHARLES SOUDERS,

Defendant,

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW CASE NO. 5271

DEMURRER

Comes now the Defendant in the above styled cause, by his attorneys, and demurs to the complaint filed against him and assigns the following separate and several ground in support thereof:

1. The complaint fails to state a cause of action.
2. The complaint fails to allege with sufficient certainty the place where the alleged accident occurred.
3. The complaint fails to allege that the Plaintiff's damages were the proximate result of any negligence of the defendant.

CHASON & STONE

By:

John E. Chason
Attorneys for Defendant

Filed

9-29-62

Miss J. [unclear] clerk

5271

VIRGINIA KIRCHHARR, a minor, by
her father, Fletcher Kirchharr,

vs.

LEE CHARLES SOUDERS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW CASE NO. 5271

DEMURRER

CHASON & STONE
ATTORNEYS AT LAW
BAY MINETTE, ALABAMA

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