

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Vernon Cain and Ike Byrd 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 Herbert H. Kimbler.

WITNESS MY HAND this the 19 day of September, 1962.

Alice J. Duck
Clerk

Defendants may be served
at Loxley, Alabama

* * * * *

HERBERT H. KIMBLER,
 Plaintiff,
VS.
VERNON CAIN and IKE BYRD,
 Defendants.

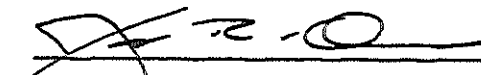
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

5280

COMPLAINT

The Plaintiff claims of the Defendants FOUR HUNDRED FIFTY DOLLARS (\$450.00) damages for that on, to-wit: October 31, 1961, the Defendant, Vernon Cain, who was then and there an agent, servant, or employee of the Defendant, Ike Byrd, acting within the line and scope of his authority as such agent, servant, or employee, did so negligently operate and drive a motor vehicle on Baldwin County Highway No. 65 at the intersection of said highway with the driveway of Paul Childress, as to cause it to run into, upon or against the automobile of Plaintiff, and as a proximate result of the negligence of the said Defendant, Vernon Cain, the automobile of Plaintiff was completely demolished, all to his damages aforesaid. Plaintiff avers that all of the damage to his automobile was caused as a direct and proximate consequence of the

the negligence of the said Vernon Cain at said time and place and further avers that at said time and place the said Vernon Cain was an agent, servant, or employee of the Defendant, Ike Byrd, and was acting in the line and scope of his authority as such agent, servant, or employee at said time and place, hence this suit.


Attorney for Plaintiff

FILED
SEP 19 1962
ALICE J. DUCK, CLERK
REGISTER

Received 19 day of Sept 1962
and on 1st day of Oct 1962
I served a copy of the within etc
on Vernon Cain & Ike Byrd
By service on Ike Byrd -

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

Sheriff claims 40 miles at
Ten Cents per mile Total \$ 4.00
TAYLOR WILKINS, Sheriff
BY Seibert
DEPUTY SHERIFF

Returned 1st day of Oct 1962
Not found in my county after diligent search and inquiry. as to Vernon Cain
Taylor Wilkins, Sheriff
By Fred Seibert
Deputy Sheriff

HERBERT H. KIMBLE,

Plaintiff,

VS.

VERNON CAIN and IKE BYRD,

Defendants.

95

*Vernon Cain not
found - find him 95*

FILED

SEP 19 1962

ALICE J. DUCK, CLERK
REGISTER

JAMES R. OWEN
ATTORNEY AT LAW
BAY MINETTE, ALABAMA

STATE OF ALABAMA)
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BALDWIN COUNTY)

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WITNESS MY HAND this the 19 day of September, 1962.

Alice J. Buck
Clerk

Defendants may be served
at Loxley, Alabama

HERBERT H. KIMBLER,

Plaintiff,

VS.

VERNON CAIN and IKE BYRD,

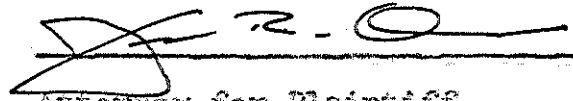
Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COMPLAINT

The Plaintiff claims of the Defendants FOUR HUNDRED FIFTY DOLLARS(\$450.00) damages for that on, to-wit: October 31, 1961, the Defendant, Vernon Cain, who was then and there an agent servant, or employee of the Defendant, Ike Byrd, acting within the line and scope of his authority as such agent, servant, or employee, did so negligently operate and drive a motor vehicle on Baldwin County Highway No. 65 at the intersection of said highway with the driveway of Paul Childress, as to cause it to run into, upon, or against the automobile of Plaintiff, and as a proximate result of the negligence of the said Defendant, Vernon Cain, the automobile of Plaintiff was completely demolished, all to his damages aforesaid, Plaintiff avers that all of the damage to his automobile was caused as a direct and proximate consequence of the

the negligence of the said Vernon Cain at said time and place and further avers that at said time and place the said Vernon Cain was an agent, servant, or employee of the Defendant, Ike Byrd, and was acting in the line and scope of his authority as such agent, servant, or employee at said time and place, hence this suit.



Attorney for Plaintiff

FILED

SEP 19 1962

ALICE J. DUCK, CLERK
REGISTER