

BECHER W. HUNGERFORD,

PLAINTIFF

VS

GATLIN LUMBER COMPANY, INC. a  
Corporation, AND LOUIS BILL  
BROWN,

DEFENDANTS

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

5301

COMPLAINT

Plaintiff claims of the Defendants Ten Thousand (\$10,000.00) Dollars as damages, for that heretofore, on, to-wit: the 18th day of April 1962 the Defendant, Louis Bill Brown, while acting within the line and scope of his employment as agent, servant or employee of the Defendant, Gatlin Lumber Company, Inc., a corporation, so negligently operated a motor vehicle owned by the Defendant, Gatlin Lumber Company, Inc., a corporation, westwardly on U. S. Highway 98 at its intersection with Baldwin County road No. 49, both public streets in the Village of Magnolia Springs in Baldwin County, Alabama, so as to cause or allow said vehicle to collide with a motor vehicle in which the Plaintiff was riding as a passenger and which said motor vehicle was being driven in an eastwardly direction on U. S. Highway 98, and as a direct and proximate result of the negligence of the Defendant, Louis Bill Brown, while acting within the line and scope of his employment as agent, servant or employee of the Defendant, Gatlin Lumber Company, Inc., a corporation, the Plaintiff was seriously and permanently injured, was made sick and sore, was caused to suffer great physical and mental anguish, the Plaintiff received cuts, abrasions and contusions in and about his head and legs. Plaintiff has suffered and will continue to suffer pain for the rest of his life from certain movements of his body due to the injuries sustained in this accident, was caused to lose time and wages from his employment and Plaintiff was caused to incur expenses of Doctors, hospitals, nurses, x-rays, ambulances, and drugs in and

about the care and treatment of his said injuries as aforesaid,  
all to Plaintiff's injuries, hence this suit.

James A. Price  
Attorney for Plaintiff

Comes the Plaintiff and demands trial by jury.

James A. Price  
Attorney for Plaintiff

Received 27 day of Sept 1962  
and on 28 day of Sept 1962  
I served copy of the within A & C  
on Louis Bill Brown &  
Hatlin Lumber Co.  
By service on Ray Patterson Pres.

TAYLOR WILKINS Sheriff  
By Deane D. S.  
Daley

FILED  
SEP 24 1962  
ALICE L. DUCK, CLERK  
REGISTER

Sheriff claims 144 miles at  
Ten Cents per mile Total \$ 14.40  
TAYLOR WILKINS, Sheriff  
BY CC  
DEPUTY SHERIFF

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No. \_\_\_\_\_

\_\_\_\_\_ TERM, 19\_\_\_\_

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon Gatlin Lumber Company, Inc., a corporation,  
and Louis Bill Brown

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 Gatlin Lumber  
Company, Inc., a corporation, and Louis Bill Brown, Defendant. s

by Becher W. Hungerford

\_\_\_\_\_, Plaintiff.\_\_\_\_

Witness my hand this 27 day of Sept 1942

Alice J. Shuck, Clerk

No. 5301

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# STATE of ALABAMA

Baldwin County

## CIRCUIT COURT

Becher W. Hungerford

Plaintiffs

vs.

Gatlin Lumber Company, Inc., a  
corporation, and Louis Bill Brown

Defendants

### Summons and Complaint

Filed

**FILED**

19

SEP 27 1962

Clerk

**ALICE J. DICK**

CLERK  
REGISTER

James A. Brice

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Foley, Alabama

Received In Office

, 19

Sheriff.

I have executed this summons

this

19

by leaving a copy with

*Patterson*

Sheriff.

Deputy Sheriff.

BECHER W. HUNGERFORD,

Plaintiff

vs.

GATLIN LUMBER COMPANY, INC., a  
Corporation, and LOUIS BILL BROWN

Defendants

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

DE M U R R E R

COME NOW the defendants, separately and severally, and demur to each count of the plaintiff's complaint as last amended, separately and severally, and as grounds therefor set down and assign the following, separately and severally:

1. Said complaint fails to allege the violation of any duty owed by these defendants to the plaintiff.

2. Said count fails to allege that the plaintiff was at a point where he had a legal right to be at the time he was injured.

3. Said count fails to allege that the accident occurred on a public road.

4. Said count fails to allege that the accident occurred on a public road in Baldwin County, Alabama.

5. For aught that appears from said count the plaintiff's injuries were not the proximate result of any act of these defendants or failure to act of these defendants.

6. For aught that appears the injuries complained of are not the proximate result of any act of these defendants.

7. Said count attempts to join trespass and case in the same count.

LYONS, PIPES & COOK  
Attorneys for the Defendants

By: *Wage Lyons*

FILED

OCT 26 1964

ALICE I. DICK, CLERK  
REGISTERED