CECIL GEBHARDT AND ALICE GEBHARDT
PLAINTIFFS

VS

SAM EDWARD SCOTT AND MATTIE LEE SCOTT)
DEFENDANTS

COMPLAINT

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

AT LAW



The Plaintiffs claim of the Defendants the sum of Three Thousand Five Hundred (\$3,500.00) Dollars as damages for that heretofore on, to-wit: the 16th day of December 1961, the Plaintiff, Cecil Gebhardt, was operating his motor vehicle castwardly on a public highway, viz: U. S. Highway 98 at a point in Baldwin County, Alabama 2.3 miles east of intersection of said highway with the Perdido Beach road, where he and said vehicle had a lawful right to be, and the Defendant, Sam Edward Scott, as agent, servant or employee of the Defendant, Mattie Lee Scott, while operating in the line and scope of his employment as such so negligently operated the motor vehicle then and there as to cause said motor vehicle he was operating to run into, upon and against the automobile Plaintiff was operating; and Plaintiff avers that as a proximate consequence thereof, the Plaintiffs automobile and all parts thereof were crushed, bent, broken and rendered useless; that the Plaintiff, Alice Gebhardt, suffered the destruction of certain merchandise owned by her in her business of selling household utensils; that the Plaintiff, Cecil Gebhardt, suffered injuries to his person and health, and incurred medical and hospital bills, suffered the loss of his automobile which he used in and about his business, and was disabled and prevented from following his gainful occupation; all to his damage, hence this suit.

Attorney for Plaintiffs

The State of Alabama,  Baldwin County.	No	Baldwin County
TO ANY SHERIFF OF THE		TERM, 19
You Are Commanded to Summon	Sam Edward Scott and	Mattie Lee Scott
•	our, within thirty days from the service	
Sam Edward Scott and		, Defendant_s_
byCecil Geb	hardt land Alice Gebherdt	
	day of Stept	

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Plaintiffs

Defendants

## STATE of ALABAMA

**Baldwin County** 

## CIRCUIT COURT

Cacil Cabhardt and Alice

Gabharde

vs.

VS.

Sam Edward Scott and Mattie

Lee Scott

Summons and Complaint

Summons and Complaint

Filed -----FILED

SEP-27-1962--

ALICE J. DUCK, CLERK REGISTER

James A. Brice
Plaintiff's Attorney

.

Defendant's Attorney

Defendant lives at

Lillian, Alabama

Received In Office

Sheriff.

I have executed this summons

by leaving a copy with

by leaving a copy with

Sheriff.

Deputy Sheriff.

The State of Alabama, Circuit Court of Baldwin County, Alabama

Baldwin Coun	ty. (In Equity)
والمعارض والأراب المساورة المس	plaintiffs  Gebhart and Alice Gebhart Complanant
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	Virgie E. Johnson
as Register and Commissi on the control of the control of have called and caused to	come before me Cecil Gebhart
. 2 840	eur aust in ameging und al agenderen aus eine eeuroperende ervoltena aan uitspaar i
witnessnamed in	James A. Brice
19 63, at the office of _ inFoley	, Alabama, and having first sworn said Witness to speak the truth
the whole truth, and not	hing but the truth, and said. <u>Cecil Gebhart</u>
	doth depose and say as follows:

My name is Cecil Gebhart; my wife, Alice Gebhart, is the owner of that certain motor vehicle which I was operating in an eastwardly direction on public highway #98 on the 16th day of December 1961, when I was struck in my lane of traffic by a car owned by the defendant Mattie Lee Scott, mother of Sam Edward Scott, who was acting as her agent; both were occupants of the car. I suffered \$1257.97 damages to my car and \$1000.00 additional damages were suffered by my Wife through loss of the use of the car in her Stanley business plus the destruction of some of her products; I was disabled and prevented from following my gainful occupation for a period of time and I am asking total damages of \$3500.00 as a result of the foregoing accident.

Further deponent saith not.

ORAL EXAMINATION				
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that the foregoing depoition	_on Olar 22.0	Lesigned the sa	me in the presence	of myself
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at the time and place herein n	sectioned: that I ha	ve personal knowledge	of personal identity o	of said wit-
at the time and place herein m	entioned, and	ity of said witness	; that I am not of c	ounsel or of
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kin to any of the parties to said	cause, or any man	Jer imteresion	gara again sa a camanann na agus muga tain thagaigh gu dhacan a' na bhalainn ga ta bhaca	Medidination and approximately research.
I enclose the said Oral Ex	amination in an env	velope to the Register of	Said Com.	n mar ar a commission and a commission
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## THE STATE OF ALABAMA Baldwin County

Circuit Court

TO: Virgie E. Johnson

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, as such time and place as you may appoint, to call before you and examine Cecil Gebhart

a witness in behalf of Cecil Gebhart
Circuit Court in Baldwin County, of said State, wherein

in a cause pending in our

Cecil Gebhart and Alice Gebhart

Plaintiffs , Complement

and

Sam Edward Scott and Mattie Lee Scott Defendants Respondents on oath, to be by you administered, upon Cecil Gebhart to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness lst

day of

February

,19 63

Commissioner's Fee, \$

Witness' Fees, \$

CECIL GEBHARDT AND ALICE GEBHARDT

SAM EDWARD SCOTT AND MATTIE LEE SCOTT)

PLAINTIFFS

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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

AT LAW

TS \ 5303

DEFENDANTS

COMPLAINT

The Plaintiffs claim of the Defendants the sum of Three Thousand Five Hundred (\$3,500.00) Dollars as damages for that heretofore on, to-wit: the 16th day of December 1961, the Plaintiff, Cecil Gebhardt, was operating his motor vehicle eastwardly on a public highway, viz: U. S. Highway 98 at a point in Baldwin County, Alabama 2.3 miles east of intersection of said highway with the Perdido Beach road, where he and said vehicle had a lawful right to be, and the Defendant, Sam Edward Scott, as agent, servant or employee of the Defendant, Mattie Lee Scott, while operating in the line and scope of his employment as such so negligently operated the motor vehicle then and there as to cause said motor vehicle he was operating to run into, upon and against the automobile Plaintiff was operating; and Plaintiff avers that as a proximate consequence thereof, the Plaintiffs automobile and all parts thereof were crushed, bent, broken and rendered useless; that the Plaintiff, Alice Gebhardt, suffered the destruction of certain merchandise owned by her in her business of selling household utensils; that the Plaintiff, Cecil Gebhardt, suffered injuries to his person and health, and incurred medical and hospital bills, suffered the loss of his automobile which he used in and about his business, and was disabled and prevented from following his gainful occupation; all to his damage hence this suit.

 Attorney for Plaintiffs

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The State of Alabama, (Circuit Court, Baldwin County	
Baldwin County. NoTERM	, 19
TO ANY SHERIFF OF THE STATE OF ALABAMA	
You Are Commanded to SummonSam Edward Scott and Mattie Lee Sc	ott
	***************************************
to appear and plead, answer or demur, within thirty days from the service hereof, to the compla	
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against	
Sam Edward Scott and Mattie Lee Scott Defe	endant_ <b>S</b> _
byCecil Gebhardt land Alice Gebhardt	
, PI	aintiff_S
Witness my hand this 27 day of 9/19/1 19/2	
aliel Juluek	", Clerk
	**************************************

No.5303. Page			
STATE of ALABAMA	Defendant lives at		
Baldwin County	Lillian, Alabama		
CIRCUIT COURT	Received In Office		
Cecil Cebhardto and Alice			
%Gebhandt_co			
Plaintiffs	Sheriff. I have executed this summons		
VS.	this 2001		
Sam Edward Scott and Mattie	by leaving a copy with		
Lee Scott	Malling Call		
Defendants			
Summons and Complaint			
Filed [-]			
SEP 27 1962 Clerk			
ALICE J. DUCK, CLERK REGISTER			
	<u> </u>		
Inmon A. But			
James A. Brice Plaintiff's Attorney	- Surling Sech		
Defendant's Attorney	(ala) Sheriff.		
	Deputy Sheriff,		
	Killens		

## JAMES A. BRICE

ATTORNEY AT LAW FOLEY, ALABAMA

P.O.Box 298

June 5, 1963

WHITEHALL 3-360!

Mrs. Alice J. Duck Circuit Clerk B ay Minette, Alabama

5303

Re: Cecil Gebhardt et al Vs: Sam Edward Scott and Mattie Lee Scott

Dear Mrs. Duck:

Kindly send certificate of judgment against Mattie Lee Scott.

Thank you.

incerely.

JAB: lgw

Judament has been entered.

Dear Mrs. Duck -On 6/4/63 I gave a draft commission and a deposition so the judgment.