

SARAH ANN CRANDALL,	(IN THE CIRCUIT COURT
Plaintiff	(OF
vs	(BALDWIN COUNTY, ALABAMA
TRAVIS YOUNG NELSON,	(AT LAW
a minor,	(NO. 4976
Defendant.	(
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COUNT ONE

Comes now the plaintiff and claims of the defendant the sum of ONE HUNDRED THOUSAND AND NO/100 (\$100,000.00) DOLLARS, as damages, for that heretofore on to-wit August 11, 1961, the defendant, Travis Young Nelson so negligently operated a motor vehicle Southwardly on U. S. Highway No. 98 at or near the point where said highway crosses Rock Creek between Fairhope, Alabama and Daphne, Alabama, said road being a public road in the County of Baldwin, State of Alabama, as to cause or allow said motor vehicle to run into, on, over, upon or against a motor vehicle, the property of the plaintiff, being then and there operated by the plaintiff Northwardly on U. S. Highway No. 98 at or near the point where said highway crosses Rock Creek between Fairhope, Alabama and Daphne, Alabama, and as a direct and proximate result of said negligence the motor vehicle being operated by the plaintiff was badly bent, broken and damages; the plaintiff received severe injuries to her head and torso, severe lacerations of the face and neck; through and through transverse lacerations, compound comminuted fracture of the left mandible, fracture of the right clavicle, fracture of

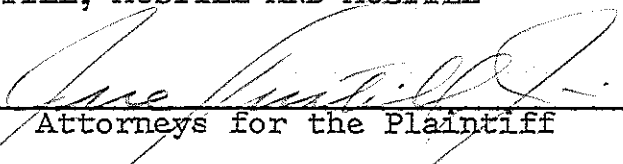
the right first rib, fracture of the right second rib, fracture of the right hip, fracture of the right ankle; compound comminuted fracture of the right os-calsis; severe deep lacerations of the right thigh; severe and deep lacerations of the right leg; she was made sick, sore and lame; she was caused to suffer mental and physical pain and anguish; plaintiff was caused to incur hospital bills, doctors bills and medical expenses in and about the treatment of her injuries; and plaintiff was caused to lose income and earnings; and plaintiff was permanently injured; and plaintiff avers that in the future she will be caused, as a proximate consequence of the said negligence, to incur doctors bills, medical expenses and to suffer physical pain and mental anguish and humiliation and the plaintiff's future earning capacity will be greatly reduced, all to her damages as aforesaid; hence this suit.

COUNT TWO

Comes now the plaintiff and claims of the defendant the sum of ONE HUNDRED THOUSAND AND NO/100 (\$100,000.00) DOLLARS, as damages, for that heretofore on to-wit August 11, 1961, the defendant, Travis Young Nelson so wantonly operated a motor vehicle Southwardly on U. S. Highway No. 98 at or near the point where said highway crosses Rock Creek between Fairhope, Alabama and Daphne, Alabama, said road being a public road in the County of Baldwin, State of Alabama, as to cause or allow said motor vehicle to run into, on, over, upon or against a motor vehicle, the property of the plaintiff, being then and there operated by plaintiff Northwardly on U. S. Highway No. 98 at or near the point where said highway crosses Rock Creek between Fairhope, Alabama, and Daphne, Alabama, and as a direct and proximate result of the said wanton operation of the motor vehicle by the defendant, the motor vehicle being operated by the plaintiff was badly bent, broken, and damaged; the plaintiff was wantonly

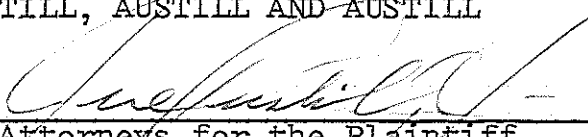
injured in the following particulars, to-wit: her head and torso were injured, she received severe lacerations of the face and neck; through and through transverse lacerations, compound comminuted fracture of the left mandible, fracture of the right clavicle, fracture of the right first rib, fracture of the right second rib; fracture of the right hip, fracture of the right ankle; compound comminuted fracture of the right os-calsis; severe deep lacerations of the right thigh; severe and deep lacerations of the right leg; she was made sick, sore and lame; she was caused to suffer mental and physical pain and anguish; plaintiff was caused to incur hospital bills, doctors bills and medical expenses in and about the treatment of her injuries; and plaintiff was caused to lose income and earnings; and plaintiff was permanently injured; and plaintiff avers that in the future she will be caused, as a proximate consequence of the ~~wanton~~ operation of the motor vehicle by the defendant, to incur doctors bills and medical expenses and to suffer physical pain and mental anguish and humiliation and the plaintiff's future earning capacity will be greatly reduced, all to her damages as aforesaid; hence this suit.

AUSTILL, AUSTILL AND AUSTILL

BY: 
Attorneys for the Plaintiff

THE PLAINTIFF DEMANDS TRIAL BY JURY.

AUSTILL, AUSTILL AND AUSTILL

BY: 
Attorneys for the Plaintiff

The defendant may be served as follows:

Serve the defendant Travis Young Nelson personally and also serve T. Y. Nelson, the father of the defendant, at residence on Van Avenue, 5th house on right, proceeding Eastwardly from U. S. Highway 98 Daphne, Alabama.

FILED

DEC 19 1961

Alice J. Duck, CLERK
REGISTER

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,

BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 4976

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Travis Young Nelson, a minor

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

Travis Young Nelson, a minor, Defendant

by Sarah Ann Crandall

Plaintiff

Witness my hand this 19 day of December 1961

Ed. 1-6-62 Aline J. Vuck, Clerk

No. 4976

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THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

SARAH ANN CRANDALL

vs.

Plaintiffs

TRAVIS YOUNG NELSON, A Minor

Defendants

SUMMONS and COMPLAINT

Filed 12/19/61, 19

Alice J. Duck, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

12/19, 1961

I have executed this summons

this Jan 6, 1962
by leaving a copy with

Travis Young Nelson
T. Y. Nelson

Sheriff claims
Ten Cents per mile Total \$ 10.80 miles at
BY TAYLOR WILKINS, Sheriff
W. O. KARNER
DEPUTY SHERIFF

Taylor Wilkins Sheriff
W. O. KARNER Deputy Sheriff

Waphne

SARAH ANN CRANDALL,	X		
Plaintiff,	X	IN THE CIRCUIT COURT OF	
vs.	X		
	X	BALDWIN COUNTY, ALABAMA	
TRAVIS YOUNT NELSON,	X		
a minor,	X	AT LAW	NO. 4976
Defendant.	X		

Comes the Defendant in the above styled cause and demurs to the complaint filed in said cause and to each and every count thereof, separately and severally, and assigns the following separate and several grounds, viz:

1. That said count does not sufficiently set out the damages to the motor vehicle which was owned and operated by the Plaintiff.
2. That said count does not allege any duty owing by the Defendant to the Plaintiff.
3. That said count does not allege that the accident occurred in Baldwin County, Alabama.
4. The allegation that the Plaintiff was caused to lose income and earnings is but a conclusion of the pleader.
5. It is not alleged that the Plaintiff was employed at the time of her injuries.
6. Said count claims speculative damages.

John V. Kline

Chas Stone
Attorneys for Defendant