

LYONS, PIPES & COOK

ATTORNEYS AT LAW

517 FIRST NATIONAL BANK BUILDING

MOBILE 8, ALABAMA

JOSEPH H. LYONS (1900-1957)

SAM W. PIPES, III

WALTER M. COOK

FRANK T. POPE, JR.

GORDON B. KAHN

IRWIN W. COLEMAN, JR.

G. SAGE LYONS

March 19, 1963

Mrs. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Bay Minette, Alabama

Re: Clyde V. Hubbart
v.
Charles Ed Yearling, et al

5514

Dear Mrs. Duck:

We enclose the original and two copies of complaint styled:
"Clyde V. Hubbart, Plaintiff, vs. Charles Ed Yearling and
Percy Yearling, Defendants" which we request that you file.
It is our understanding that both defendants may be served
at Route 3, Box 5, Foley, Alabama. It would be greatly
appreciated if you would advise when service is had upon the
defendants.

Very truly yours,

LYONS, PIPES & COOK



Frank T. Pope, Jr.

FTP/bb

Encl.

LYONS, PIPES AND COOK
ATTORNEYS-AT-LAW
516-519 FIRST NATIONAL BANK BUILDING
432-4484 P. O. DRAWER 79
MOBILE, ALABAMA 36601

JOSEPH H. LYONS (1900-1957)
SAM W. PIPES, III
WALTER M. COOK
GORDON B. KAHN
IRWIN W. COLEMAN, JR.
G. SAGE LYONS
WM. F. HORSLEY

July 9, 1964

C
O
P
Y
Government Employees Insurance Company
Government Employees Insurance Building
Washington 5, D. C.

Re: Claim S-20-44633
Clyde V. Hubbard vs Charles Ed Yearling, et al
Case No. 5514 in the Circuit Court of Baldwin County
Alabama

Gentlemen:

In the case of Hubbard vs Yearling, Case No. 5514, we are advised by the clerk that the Sheriff has made his return marked "no property found". We shall keep you advised in the event there are any further developments.

Yours truly,

LYONS, PIPES AND COOK

Walter M. Cook

WMC/a

cc: Mrs. Alice J. Duck
Clerk, Circuit Court of Baldwin County
Bay Minette, Alabama

LYONS, PIPES AND COOK
ATTORNEYS-AT-LAW

516-519 FIRST NATIONAL BANK BUILDING
432-4484 P. O. DRAWER 79
MOBILE, ALABAMA 36601

JOSEPH H. LYONS (1800-1957)
SAM W. PIPES, III
WALTER M. COOK
GORDON B. KAHN
IRWIN W. COLEMAN, JR.
G. SAGE LYONS

April 15, 1964

Honorable Taylor Wilkins
Sheriff of Baldwin County
Bay Minette, Alabama

Re: Clyde V. Hubbard vs Charles Ed Yearling and
Percey Yearling - Case 5514 in the Circuit
Court of Baldwin County, Alabama

Dear Taylor:

Reference is made to this case, and I will appreciate it if
you will make your return in due course to the Clerk of the
Court.

With best wishes, I am

Sincerely yours,

LYONS, PIPES AND COOK

Walter M. Cook

WMC/a

cc: Mrs. Alice J. Duck
Clerk of the Circuit Court of Baldwin County
Bay Minette, Alabama

Returned
April 17-1964 No property found

CLYDE V. HUBBART, : IN THE CIRCUIT COURT OF
Plaintiff, :
=vs= : BALDWIN COUNTY, ALABAMA
CHARLES ED YEARLING and :
PERCY YEARLING, Separately :
and Severally, : CASE NO. 5514
Defendants, :

COUNT ONE

Plaintiff claims of the defendants the sum of, to-wit, Nine Hundred Fifty (\$950.00) Dollars for that heretofore and on, to-wit, the 25th day of June, 1962, the defendant, Charles Ed Yearling, the agent, servant, or employee of the defendant Percy Yearling and while acting in the line and scope of his authority as such so negligently operated an automobile on and along Alabama Highway No. 135 approximately 1.7 miles south of Gulf Shores, Baldwin County, Alabama, said highway then and there being a public highway within the County of Baldwin, State of Alabama, so as to cause the same to run into, upon or against the plaintiff's automobile which he was then and there operating and as a direct and proximate result and consequence of the negligence of the defendants as aforesaid, the plaintiff was injured and damaged in this; his automobile was badly bent, broken, smashed, torn and otherwise rendered less valuable and he lost the use thereof for a long period of time, for all of which the plaintiff claims damages as aforesaid.

LYONS, PIPES AND COOK
Attorneys for the Plaintiff

By: Frank T. Pope, Jr.
Frank T. Pope, Jr.

Defendants may be served at:

Route 3, Box 5
Foley, Alabama

FILED

MAR 12 1963
CLERK
ALICE J. DUCK

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 5514

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Charles Ed Yearling and Percy Yearling, separately
and severally

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 Charles Ed Yearling
and Percy Yearling, separately and severally, Defendant

by Clyde V. Hubbart

, Plaintiff

Witness my hand this 20 day of March 19 63

Exp. 3-23-63

Amie J. Smith, Clerk

No. 5514

Page

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

CLYDE V. HUBBART

vs.

Plaintiffs

CHARLES ED YEARLING and

PERCY YEARLING, separately and severally

Defendants

SUMMONS and COMPLAINT

Filed 3-20-63, 19

Alice J. Duck, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

March 20, 1963

Sheriff

I have executed this summons

this 3-23, 1963

by leaving a copy with

Charles Ed. Yearling 3-23
Percy Yearling 3-23

144

Sheriff claims 72 miles 14.40

Ten Cents per mile Total \$7.20

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Sheriff

Deputy Sheriff

CLYDE V. HUBBART

PLAINTIFF

VS

CHARLES ED YEARLING, ET AL

DEFENDANTS

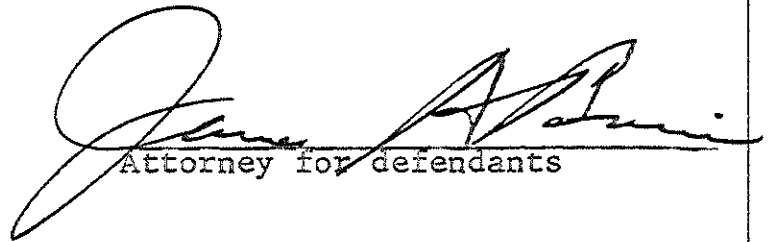
IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW, NO. 5514

Comes the undersigned as attorney of record for the defendants in the above styled cause, and for good and sufficient reasons heretofore conveyed to the defendants, withdraws his appearance as attorney of record for the defendants.

Done this 3/5 day of August 1963.


Attorney for defendants

FILED
SEP. 8 1963
ALICE I. HICK, CLERK
REGISTERED

CLYDE V. HUBBART,

PLAINTIFF

VS

CHARLES ED YEARLING and
PERCEY YEARLING, separately and
severally

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW, NO. 5514

DEMURRER

Come now the Defendant's, by their attorney, and demur to the cause of action heretofore filed in said cause and as grounds therefore assigns the following and several grounds:

1. That the complaint fails to state a cause of action.


Attorney for Defendants

DEMAND FOR TRIAL BY JURY

Come now the defendant's in the above styled cause, by their attorney, and demands trial by jury.


Attorney for defendants

I certify that a copy of the above demurrer has been mailed, postage prepaid, on this 23rd day of April 1963 to Frank T. Pope, Jr., Esquire, attorney of record for Plaintiff.


Attorney for defendants

FILED

APR 24 1963

ALICE L. DICK, CLERK
REGISTER

LYONS, PIPES & COOK

ATTORNEYS AT LAW

517 FIRST NATIONAL BANK BUILDING

MOBILE 8, ALABAMA

JOSEPH H. LYONS (1900-1957)

SAM W. PIPES, III

WALTER M. COOK

FRANK T. POPE, JR.

GORDON B. KAHN

IRWIN W. COLEMAN, JR.

G. SAGE LYONS

March 19, 1963

Mrs. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Bay Minette, Alabama

Re: Clyde V. Hubbart
v.
Charles Ed Yearling, et al

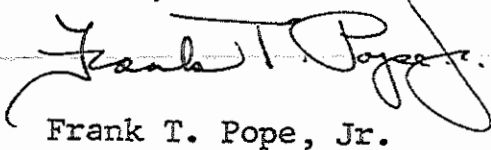
5514

Dear Mrs. Duck:

We enclose the original and two copies of complaint styled:
"Clyde V. Hubbart, Plaintiff, vs. Charles Ed Yearling and
Percy Yearling, Defendants" which we request that you file.
It is our understanding that both defendants may be served
at Route 3, Box 5, Foley, Alabama. It would be greatly
appreciated if you would advise when service is had upon the
defendants.

Very truly yours,

LYONS, PIPES & COOK


Frank T. Pope, Jr.

FTP/bb
Encl.

LYONS, PIPES AND COOK
ATTORNEYS-AT-LAW
516-519 FIRST NATIONAL BANK BUILDING
432-4484 P. O. DRAWER 79
MOBILE, ALABAMA 36601

JOSEPH H. LYONS (1900-1957)
SAM W. PIPES, III
WALTER M. COOK
GORDON B. KAHN
IRWIN W. COLEMAN, JR.
G. SAGE LYONS

April 15, 1964

Honorable Taylor Wilkins
Sheriff of Baldwin County
Bay Minette, Alabama

Re: Clyde V. Hubbard vs Charles Ed Yearling and
Percey Yearling - Case 5514 in the Circuit
Court of Baldwin County, Alabama

Dear Taylor:

Reference is made to this case, and I will appreciate it if
you will make your return in due course to the Clerk of the
Court.

With best wishes, I am

Sincerely yours,

LYONS, PIPES AND COOK

Walter M. Cook

WMC/a

cc: Mrs. Alice J. Duck
Clerk of the Circuit Court of Baldwin County
Bay Minette, Alabama

Returned
April 17-1964 *No property found*

CLYDE V. HUBBART, : IN THE CIRCUIT COURT OF
Plaintiff, :
=vs= : BALDWIN COUNTY, ALABAMA
CHARLES ED YEARLING and :
PERCY YEARLING, Separately :
and Severally, CASE NO. 5514
Defendants. :

COUNT ONE

Plaintiff claims of the defendants the sum of, to-wit, Nine Hundred Fifty (\$950.00) Dollars for that heretofore and on, to-wit, the 25th day of June, 1962, the defendant, Charles Ed Yearling, the agent, servant, or employee of the defendant Percy Yearling and while acting in the line and scope of his authority as such so negligently operated an automobile on and along Alabama Highway No. 135 approximately 1.7 miles south of Gulf Shores, Baldwin County, Alabama, said highway then and there being a public highway within the County of Baldwin, State of Alabama, so as to cause the same to run into, upon or against the plaintiff's automobile which he was then and there operating and as a direct and proximate result and consequence of the negligence of the defendants as aforesaid, the plaintiff was injured and damaged in this; his automobile was badly bent, broken, smashed, torn and otherwise rendered less valuable and he lost the use thereof for a long period of time, for all of which the plaintiff claims damages as aforesaid.

LYONS, PIPES AND COOK
Attorneys for the Plaintiff

By: Frank T. Pope, Jr.
Frank T. Pope, Jr.

Defendants may be served at:

Route 3, Box 5
Foley, Alabama

FILED

MAR 22 1963

ALICE J. DUCK, CLERK
REG-622

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 5514

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Charles Ed Yearling and Percy Yearling, separately
and severally

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 Charles Ed Yearling
and Percy Yearling, separately and severally, Defendant.

by Clyde V. Hubbard

Plaintiff

Witness my hand this 20 day of March 19 63

Exp. 3-23-63

Alvin J. Smith, Clerk

No. 5514

Page

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

CLYDE V. HUBBART

Plaintiffs

vs.

CHARLES ED YEARLING and

PERCY YEARLING, separately and severally

Defendants

SUMMONS and COMPLAINT

Filed 3-20-63, 19

Alice J. Duck, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

March 20, 1963

Sheriff

I have executed this summons

this 3-23, 1963

by leaving a copy with

Charles Ed. Yearling 3-23
Percy Yearling 3-23

144

Sheriff claims 72 miles 14.4

Ten Cents per mile Total \$7.20

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Taylor Wilkins Sheriff

Deputy Sheriff

Taylor

CLYDE V. HUBBART

PLAINTIFF

VS

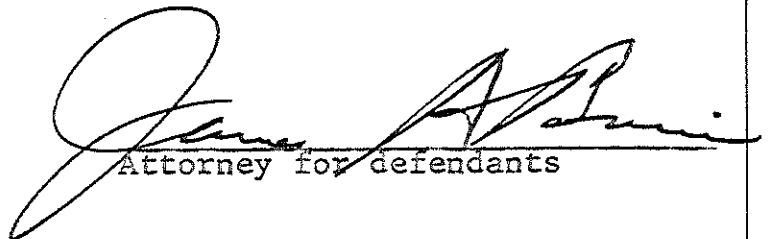
CHARLES ED YEARLING, ET AL

DEFENDANTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW, NO. 5514

Comes the undersigned as attorney of record for the defend-
ants in the above styled cause, and for good and sufficient
reasons heretofore conveyed to the defendants, withdraws his
appearance as attorney of record for the defendants.

Done this 3/5th day of August 1963.


Attorney for defendants

FILED
SEP 8 1963
ALICE L. BROWN, CLERK
REGISTER

CLYDE V. HUBBART,

PLAINTIFF

VS

CHARLES ED YEARLING and
PERCEY YEARLING, separately and
severally

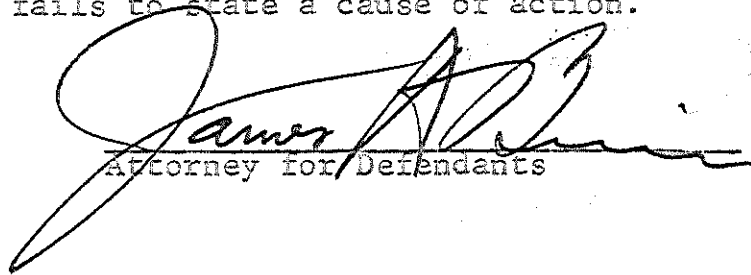
DEFENDANTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW, NO. 5514

DEMURRER

Come now the Defendant's, by their attorney, and demur to the
cause of action heretofore filed in said cause and as grounds
therefore assigns the following and several grounds:

1. That the complaint fails to state a cause of action.


Attorney for Defendants

DEMAND FOR TRIAL BY JURY

Come now the defendant's in the above
styled cause, by their attorney, and
demands trial by jury.


Attorney for defendants

I certify that a copy of the above
demurrer has been mailed, postage pre-
paid, on this 23rd day of April 1963
to Frank T. Pope, Jr., Esquire, attorney
of record for Plaintiff.


Attorney for defendants

FILED

APR 24 1963

ALICE L. DICK, CLERK
REGISTER