

MCCORVEY, TURNER, JOHNSTONE, ADAMS & MAY

ATTORNEYS AT LAW

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MOBILE, ALABAMA 36601

GESSNER T. MCCORVEY
BEN D. TURNER
C. A. L. JOHNSTONE, JR.
R. F. ADAMS, SR.
JAMES L. MAY, JR.
ALEX T. HOWARD, JR.
J. JEPHTHA HILL
CHARLES B. BAILEY, JR.

C. M. A. ROGERS, III
BROCK B. GORDON

April 20, 1964

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

Re: Bobby D. Saint vs.
James T. Powers, Jr.

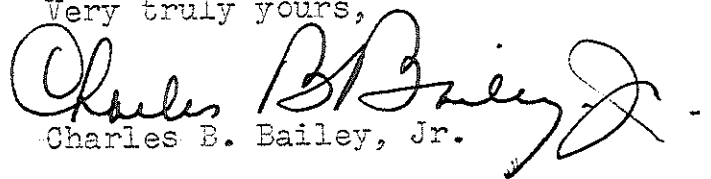
Dear Mrs. Duck:

I enclose herewith the original and one copy of the complaint in the above styled cause which I would appreciate your causing to be filed.

I would also very much appreciate your confirming to me the date on which this complaint is filed and advising me when we might expect same to be set for trial.

Thanking you for your cooperation, and with kindest regards, I am

Very truly yours,


Charles B. Bailey, Jr.

CBBjr/nmt

6031

BOBBY D. SAINT,

Plaintiff,

VS.

JAMES T. POWERS, JR.,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 6031

DEMURRER

Now comes the defendant in the above styled cause and demurs to the complaint heretofore filed in said cause and as grounds for said demurrer assign the following separately and severally:

1. It does not state a cause of action.
2. The place where the alleged accident occurred is not stated with sufficient certainty.
3. The damages to the plaintiff's automobile are not described with sufficient certainty.
4. It is not alleged how the plaintiff's automobile was damaged.
5. The allegation that the plaintiff was deprived of the use of his automobile for a long period of time is a mere conclusion of the pleader.
6. It is not alleged how long the plaintiff was deprived of the use of his automobile.

O. S. BURKE and JAMES R. OWEN

By *[Signature]*
Attorneys for Defendant

FILED

MAY 13 1964

Alice J. Duck, CLERK
REGISTER

BOBBY D. SAINT,	)	IN THE CIRCUIT COURT OF
Plaintiff,	)	BALDWIN COUNTY, ALABAMA
=vs=	)	AT LAW
JAMES T. POWERS, JR.,	)	CASE NO. <u>6031</u>
Defendant.	)	

The plaintiff, Bobby D. Saint, claims of the defendant, James T. Powers, Jr., Two Thousand and No/100 (\$2,000.00) Dollars as damages for that heretofore and on, to-wit, the 27th day of April, 1963, while the plaintiff was operating his automobile in a northwardly direction on Alabama Highway 59 in the County of Baldwin, State of Alabama, at or near the intersection of said Alabama Highway 59 and Mifflen Road, said Alabama Highway 59 at said time and place being a public highway in the County of Baldwin, State of Alabama, the defendant, James T. Powers, Jr., so negligently operated an automobile in a southwardly direction at said time and place so as to cause or allow the same to run into, upon and against the plaintiff's automobile, as a proximate result and consequence of which the plaintiff's automobile was bent, broken, smashed and damaged, and the plaintiff was deprived of the use thereof for a long period of time, all as a proximate result and consequence of the defendant as aforesaid, hence this suit.

McCORMEY, TURNER, JOHNSTONE, ADAMS & MAY

By Charles B. Bailey Jr.
Attorneys for Plaintiff

Defendant's address:
Moundville, Alabama

The plaintiff demands a trial by jury.

McCORMEY, TURNER, JOHNSTONE, ADAMS & MAY

By Charles B. Bailey Jr.
Attorneys for Plaintiff

FILED
APR 27 1963
DUCK, CLERK
REGISTERED

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 6031

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon James T. Powers, Jr.

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.....

.....James T. Powers, Jr......, Defendant.....

byBobby D. Saint.....

..... Plaintiff.....

Witness my hand this.....21st.....day of.....April..... 1964..

67-5-7-64

Alice D. Shuck..... Clerk

No. 6031

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

BOBBY D. SAINT

Plaintiffs

vs.

JAMES T. POWERS, JR.

Defendants

SUMMONS AND COMPLAINT

Filed April 21, 1964

Alice J. Duck Clerk

THE SHERIFF

CLAIMS 40

MILES AT 10c PER
MILE FOR A TOTAL

OF \$4

E. CHESTER SIMS Hake Co

McCorvey, Turner, Johnstone, Adams & May
P.O. Box 1070 Plaintiff's Attorney
Mobile, Ala.

Defendant's Attorney

Defendant lives at

Received In Office

19.....

Sheriff

I have executed this summons

this 7 - May 1964
by leaving a copy with

James T. Powers Jr

E. Chester Sims Sheriff

Gillis Payne Deputy Sheriff

Hake Co