

October 4, 1965

EMMA C. WALKER, Plaintiff
 VS
 VICTOR LEO HARKIN, a minor, Defendant

IN THE CIRCUIT COURT OF BALDWIN
 COUNTY, ALABAMA AT LAW

CASE NO. 6705

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW:

I, Mrs. Agnes Baggett, Secretary of State, hereby certify that on September 27, 1965
 I sent by certified mail in an envelope addressed as follows:

" Victor Leo Harkin
 U.S. Naval Hospital
 Pensacola, Fla."

"Certified Mail—
 Return Receipt Requested
 Deliver to Addressee Only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the Great Seal of
 the State of Alabama in words and figures as follows:

" Victor Leo Harkin
 U.S. Naval Hospital
 Pensacola, Fla."

You will take notice that on September 27, 1965 the Sheriff of Montgomery
 County, Alabama, served upon me, in my official capacity, summons and complaint in a
 case entitled: EMMA C. WALKER, Plaintiff VS VICTOR LEO HARKIN, a minor,
 Defendant

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AT LAW
 Case No. 6705 a true copy of which summons and complaint is attached hereto
 and the said service upon me as Secretary of State of the State of Alabama has the force and
 effect of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 27
 day of September 1965

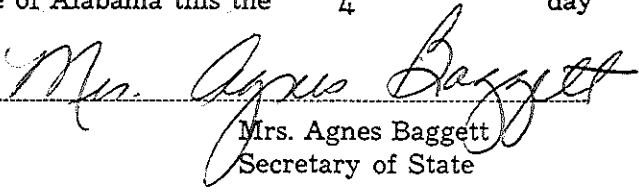
Enclosure (1)

(Signed) Mrs. Agnes Baggett
 Secretary of State"

I further certify that the notice above set out which was so mailed in the envelope addressed
 as above set forth had attached to it a true copy of the summons and complaint in the above-styled
 cause.

I further certify that on Oct 1 1965 I received the return card, showing
 receipt by the designated addressee of the aforementioned matter at Pensacola, Fla.
 on 9/30/65

WITNESS MY HAND and the Great Seal of the State of Alabama this the 4 day
 of October 1965


 Mrs. Agnes Baggett
 Secretary of State

Enclosures: Return Receipt Card and copy
 of Summons and Complaint.

cc: Hon. John V. Duck
 319 Magnolia Ave.
 Fairhope, Ala.

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 6705

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to SummonVICTOR LEO HARKIN.....

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.....

.....VICTOR LEO HARKIN....., Defendant.....

byEMMA C. WALKER.....

....., Plaintiff.....

Witness my hand this.....24.....day of.....Sept.....1945.....

.....Wing J. Huch....., Clerk

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

EMMA C. WALKER

Plaintiffs

vs.

VICTOR LEO HARKIN

Defendants

SUMMONS AND COMPLAINT

Filed 19.....

..... Clerk

JOHN V. DUCK

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at
U. S. Naval Hospital
Pensacola, Florida

Received In Office

..... 19.....

....., Sheriff

I have executed this summons

this 19.....

by leaving a copy with

..... Sheriff

..... Deputy Sheriff

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COUNT ONE

Plaintiff claims of the Defendant the sum of FIVE HUNDRED FOURTEEN (\$514.00) DOLLARS as damages for that heretofore and on, to-wit: the 10th day of July, 1965, Plaintiff's automobile was being operated along and upon a public street in the City of Fairhope, Alabama, on, to-wit: Church Street at its intersection with Magnolia Avenue where she had a right to be, and while said automobile was being operated and driven along said Church Street at its intersection with Magnolia Avenue, which was then and there a public highway in Baldwin County, Alabama, the Defendant so negligently operated a motor vehicle as to allow it to run into, upon or against the automobile of the Plaintiff, and as a direct and proximate result of said negligence of the Defendant, Plaintiff's automobile was damaged in that the rear bumper was bent, smashed and had to be replaced, the trunk lid with the lock, was bent, smashed and torn and had to be replaced, the fuel tank was punctured, bent and smashed and had to be replaced, that the right rear quarter panel was bent and torn, the rear body panel was bent, smashed and torn, the left rear quarter panel was bent, smashed and torn, the left rear quarter side molding was bent, smashed and torn and had to be replaced, that the front motor mounts were bent, smashed and torn and had to be replaced, and that the said Plaintiff's automobile was otherwise bent, smashed and torn, all to the damage of the Plaintiff as aforesaid.

Plaintiff alleges that her said damages to her said automobile were proximately caused by the negligence of the Defendant and that he negligently caused, allowed or permitted said automobile to run upon, over or against the automobile of the Plaintiff, and as a proximate consequence thereof, the Plaintiff's automobile was damaged and injured as aforesaid.

ATTORNEY FOR PLAINTIFF

STATE OF ALABAMA

BALDWIN COUNTY

Personally appeared before me, the undersigned authority, EMMA C. WALKER, who being be me first duly and legally sworn, doth depose and say as follows:

My name is EMMA C. WALKER, I am the Plaintiff in the case of EMMA C. WALKER vs. VICTOR LEO HARKIN, who is a minor and 19 years of age, and is a non-resident of the State of Alabama, and is presently residing at the U. S. Naval Hospital in Pensacola, Florida.

Further the Affiant sayeth not.

Emma C. Walker
EMMA C. WALKER

Sworn to and subscribed before

me this 23 day of
September, 1965.

Lucia Higher
NOTARY PUBLIC

FILED

SEP 24 1965

ALICE L. DICK, CLERK
REGISTERED

JOHN V. DUCK
DUCK & LACEY

Attorneys at Law

P. O. DRAWER A-J - FAIRHOPE, ALABAMA

M E S S A G E

R E P L Y

TO Mrs. Alice J. Duck

Bay Minette, Ala.

DATE

DATE March 8, 1966

Re: Walker vs. Harkin. Civil Case No. 6705

Dear Mrs. Duck:

Enclosed please find Petition for appointment
of Guardian Ad Litem in captioned case to
be filed.

Sincerely,

John V. Duck

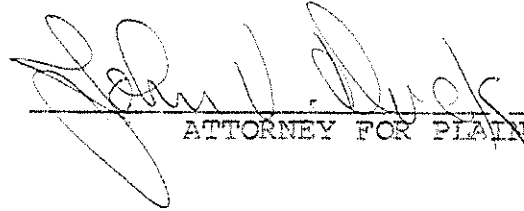
SIGNED

SIGNED

EMMA C. WALKER,)
Plaintiff,)
vs.)
VICTOR LEO HARKIN, a minor,)
Defendant.)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW CASE NO. 6705

Comes now the Plaintiff in the above styled cause and suggests to the Court that the Defendant herein is a minor under the age of twenty-one (21) years and respectfully moves the Court to appoint a Guardian Ad Litem in this cause.



ATTORNEY FOR PLAINTIFF

FILED

MAR 10 1933

RECEIVED

EMMA C. WALKER,)	IN THE CIRCUIT COURT OF
Plaintiff,)	BALDWIN COUNTY, ALABAMA
vs.)	AT LAW
VICTOR LEO HARKIN, a minor,)	720.6705
Defendant.)	

COUNT ONE

Plaintiff claims of the Defendant the sum of FIVE HUNDRED FOURTEEN (\$514.00) DOLLARS as damages for that heretofore and on, to-wit: the 10th day of July, 1965, Plaintiff's automobile was being operated along and upon a public street in the City of Fairhope, Alabama, on, to-wit: Church Street at its intersection with Magnolia Avenue where she had a right to be, and while said automobile was being operated and driven along said Church Street at its intersection with Magnolia Avenue, which was then and there a public highway in Baldwin County, Alabama, the Defendant so negligently operated a motor vehicle as to allow it to run into, upon or against the automobile of the Plaintiff, and as a direct and proximate result of said negligence of the Defendant, Plaintiff's automobile was damaged in that the rear bumper was bent, smashed and had to be replaced, the trunk lid with the lock, was bent, smashed and torn and had to be replaced, the fuel tank was punctured, bent and smashed and had to be replaced, that the right rear quarter panel was bent and torn, the rear body panel was bent, smashed and torn, the left rear quarter panel was bent, smashed and torn, the left rear quarter side molding was bent, smashed and torn and had to be replaced, that the front motor mounts were bent, smashed and torn and had to be replaced, and that the said Plaintiff's automobile was otherwise bent, smashed and torn, all to the damage of the Plaintiff as aforesaid.

Plaintiff alleges that her said damages to her said automobile were proximately caused by the negligence of the Defendant and that he negligently caused, allowed or permitted said automobile to run upon, over or against the automobile of the Plaintiff, and as a proximate consequence thereof, the Plaintiff's automobile was damaged and injured as aforesaid.

FILED

SEP 24 1965

CLERK OF DISTRICT COURT

John V. Duck

STATE OF ALABAMA

BALDWIN COUNTY

Personally appeared before me, the undersigned authority,
EMMA C. WALKER, who being be me first duly and legally sworn, doth
depose and say as follows:

My name is EMMA C. WALKER, I am the Plaintiff in the case
of EMMA C. WALKER vs. VICTOR LEO HARKIN, who is a minor and 19 years
of age, and is a non-resident of the State of Alabama, and is
presently residing at the U. S. Naval Hospital in Pensacola, Florida.
Further the Affiant sayeth not.

Emma C. Walker
EMMA C. WALKER

Sworn to and subscribed before
me this 23 day of
September, 1965.

Lucia Higbee
NOTARY PUBLIC

FILED

SEP 24 1965

ALICE L. BUEK, CLERK
REGISTER

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No.....

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to SummonVICTOR LEO HARKIN.....

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.....

.....VICTOR LEO HARKIN....., Defendant.....

byEMMA C. WALKER.....

....., Plaintiff.....

Witness my hand this.....24.....day of.....Sept.....1945.....

.....Reine J. reusch....., Clerk

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

EMMA C. WALKER

Plaintiffs

vs.

VICTOR LEO HARKIN

Defendants

SUMMONS AND COMPLAINT

Filed SEP 24 1965 19.....

SEP 24 1965

Clerk

JOHN V. DUCK

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at
 U. S. Naval Hospital
 Pensacola, Florida
 SEP 22 1965

Received In Office

M. S. BUTLER, Sheriff 19.....

JAYLOR WILKINS

SHERIFF

Sheriff

I have executed this summons

 this 19.....
 by leaving a copy with

 Executed by serving 3 copies of
 the within on Agnes Bennett
 Secretary of State of The State of
 Alabama.
This the 27 day of Sept 19.....

Sheriff of Montgomery County

M. S. Butler,

By J. B. Jones D. S.
 The Sheriff claims 2
 miles at 10c per mile for a total
 of \$..... 20

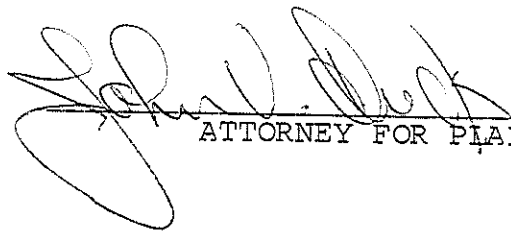
 M. S. Butler, Sheriff
 Montgomery County, Ala.
 Sheriff

Deputy Sheriff

EMMA C. WALKER,)
Plaintiff,)
vs.)
VICTOR LEO HARKIN, a minor,)
Defendant.)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW CASE NO. 6705

Comes now the Plaintiff in the above styled cause and suggests to the Court that the Defendant herein is a minor under the age of twenty-one (21) years and respectfully moves the Court to appoint a Guardian Ad Litem in this cause.



ATTORNEY FOR PLAINTIFF

FILED

MAR 10 1968

REC'D MAR 10 1968

The State of Alabama, BALDWIN County

CIRCUIT COURT, ^{AT LAW} ~~IN EQUITY~~

No. 6705 Term, 19

EMMA C. WALKER, Plaintiff ~~Complainant~~
vs.

VICTOR LEO HARKIN, a minor, Defendant~~s~~

In this cause it is made to appear to the Register by the

Plaintiff

that the Defendant Victor Leo Harkin, a minor,

is, in the belief of affiant, an infant Victor Leo Harkin, a minor under the age of ~~fourteen~~ Twenty-One years;

and that a Summons on the Bill of Complaint in this cause, was served upon the Victor Leo Harkin,

a minor ~~of said infant~~ on

the 1st day of October, 1965; and it further appearing that

Walter Patton is in all respects a suitable

person to act as Guardian ad Litem for said infant; and the said Walter Patton

having filed his consent, in writing, to act as such;

It is now therefore ordered by the Register of said Court that

Walter Patton

be, and he is hereby appointed Guardian ad Litem in this cause for the said infant Defendant

Witness my hand, this 10th day of March, 1966

Alice J. Wick, Register.

ACCEPTANCE

I, Walter Patton hereby accept the above appointment as Guardian ad Litem, and consent to act as such in the above cause.

Witness my hand, this day of March, 1966

Walter Patton

Guardian ad Litem.

EMMA C. WALKER,)	
Plaintiff,)	IN THE CIRCUIT COURT OF
vs.)	BALDWIN COUNTY, ALABAMA
VICTOR LEO HARKIN, a minor,)	
Defendant.)	LAW SIDE NO. 6705

Comes now the Defendant in the above styled cause and for plea to the complaint heretofore filed in said cause and to each count thereof, separately and severally, says separately and severally:

1. Not guilty.
2. That at the time and place complained of the Plaintiff was guilty of negligence which proximately contributed to her damages and injuries, because of which she should not recover in this action.

Walter S. Patton

Walter S. Patton,
Guardian ad Litem for Victor Leo Harkin,
a minor.

I, the undersigned, do hereby certify that I have this day mailed a copy of the foregoing to John V. Duck, Attorney of Record for the Plaintiff in the above styled cause, properly addressed with postage prepaid.

This 22nd day of March, 1966.

Walter S. Patton

FILED
MAR 22 1966
JAMES L. DUCK, CLERK
REGISTER

EMMA C. WALKER VS VICTOR LEO HARKIN, ~~sexat~~ a minor

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver ONLY to addressee

☐ Show address where delivered

(Additional charges required for these services)

6705

RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Victor L. Harkin

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DELIVER TO ADDRESSEE ONLY

DATE DELIVERED

9/30/65

SHOW WHERE DELIVERED (only if required)

