

SHELLEY REGISTER, a minor by  
JOLA . REGISTER, her mother,  
her natural guardian and next  
friend,

PLAINTIFF

VS

JOSH NICHOLS

DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 3317

1.

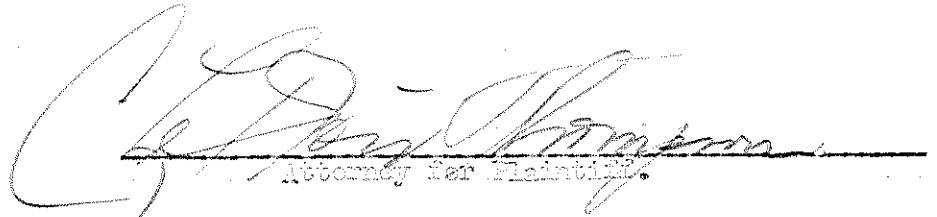
Plaintiff claims of the Defendant SEVEN THOUSAND FIVE HUNDRED (\$7,500.00) DOLLARS, as damages for that heretofore on, to-wit: February 26, 1957 about 8:30 P. M., Plaintiff was a passenger in an automobile being operated on U. S. Highway numbered 90 a public highway along the Mobile Bay Causeway in Baldwin County about four and a half miles East of the Mobile County line at or near The Howard Johnson Restaurant, and that the said Freeman Robinson the agent, servant, or employee of the Defendant while acting in the line and scope of his authority, so negligently operated an automobile truck along said Causeway road at or near The Howard Johnson Restaurant, in Baldwin County, Alabama, that said automobile truck was run into, upon or against the automobile in which said Plaintiff was a passenger and as a proximate consequence thereof plaintiff suffered bruises and contusions; cuts about the face so that she is scarred for life; bruises and other injuries to her knees so that she was caused to suffer great physical and mental pain and anguish and her nervous system was greatly injured and shocked, and was permanently scarred for life and caused to incur expenses in and about the curing and healing of her said injuries and was caused to lose time from her work and is permanently scarred, and plaintiff avers that she suffered said injuries, impairments and consequent damages as a proximate consequence of the aforesaid negligence of the Defendant, hence this suit.

And Plaintiff further avers that the Defendant Josh Nichols is a non-resident of the State of Alabama and resides in Escambia County, Florida, his address being 25 E Crescent Drive, Pensacola, Florida; and that defendant is and was on the date of said collision to-wit February 26, 1957 residing as stated, and that he was a non-resident of the State of Alabama on said date and that the present Post Office address of said non-resident Defendant is: 25 E Crescent Drive, Pensacola, Florida.

AND Plaintiff prays that the service of process upon the non-resident defendant named herein may be had in accordance with the provisions of the

1940 Code of Alabama, Title 7, Section 199, as amended.

PLAINTIFF DEMANDS A TRIAL BY JURY OF THIS CAUSE.

  
Attorney for Plaintiff.

Filed Aug. 24, 1957

Executed Aug. 27, 1957

Sec. of State -

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 3317

-----TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon -----

JOAH NICHOLS

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 -----

JOSE NICHOLS

-----, Defendant-----

by SHELLEY REGISTER, a minor by OLA REGISTER, her mother, her natural guardian  
and next friend.-----, Plaintiff-----

Witness my hand this 26th day of August 19 57

168

Alice J. Bush, Clerk

SHELLEY REGISTER, a minor by  
OLA REGISTER, her mother,  
her natural guardian and next  
friend,

PLAINTIFF

VS

JOSH NICHOLS

DEFENDANT

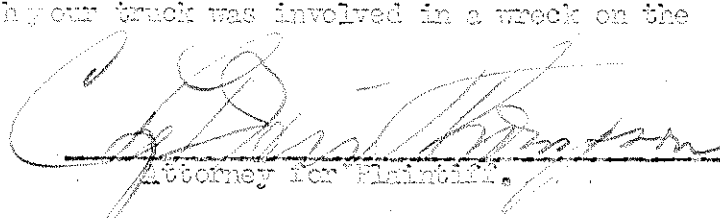
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW.

CASE NO. \_\_\_\_\_

Comes the Plaintiff in the above styled cause and propounds the following  
interrogatories to Defendant, Josh Nichols, of 25 E. Crescent Drive, Pensacola,  
Florida:

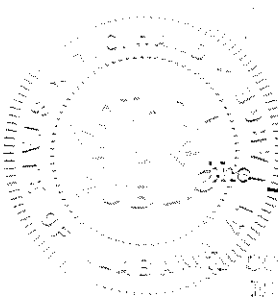
1. Did you have an employee named Freeman Robinson on February 26, 1957?
2. Were you purchasing or did you own a 1950 Chevrolet truck equipped  
for hauling paper wood?
3. Did your truck have Alabama license number 5H/2 1386?
4. If you did not own this truck did you have any arrangement with  
the driver Freeman Robinson?
5. If you had such an arrangement state the arrangement?
6. State whether or not this truck was involved in a collision on  
February 26, 1957.
7. If you know where the collision occurred, state the location.
8. Do you know whether or not this truck was involved in a collision  
with a car driven by Jacqueline W. Register?
9. If Freeman Robinson was not an employee, were you engaged in  
producing pulp wood on a share basis?
10. Was the car with which your truck was involved in a wreck on the  
date named, a 1948 Hudson?

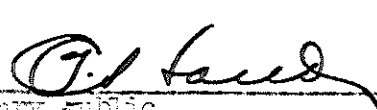
  
Attorney for Plaintiff.

STATE OF ALABAMA  
BALDWIN COUNTY

Before me, T.C. Hand, a Notary Public, in and  
for said State and County, personally appeared one C. LeNoir Thompson, who being  
by me first duly sworn did depose and say as follows: My name is C. LeNoir  
Thompson and I am the Attorney of Record for the Plaintiff in the above entitled  
cause and as such authority to make this affidavit. I further state that the  
answer of the Defendant to the foregoing interrogatories will, if truthfully made,  
be material evidence for the Plaintiff on the trial of said cause.

Subscribed and sworn to before me by the said C. LeNoir Thompson on this  
the 23 day of August, 1957.

  
COMMISSION AS A NOTARY PUBLIC  
EXPIRES 30. OF Jan 1960

  
Notary Public,



MARY TEXAS HURT  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY 4, ALABAMA

September 13, 1957

Honorable C. LeNoir Thompson  
Attorney at Law  
Bay Minette, Alabama

Re: Shelby Register VS Josh Nichols

Dear Mr. Thompson:

Please refer to your file in the above-styled cause and be advised that on August 27, 1957, I sent by registered mail, return receipt requested, deliver to addressee only, my notice, with copy of Summons and Complaint attached, to:

Josh Nichols  
25 E Crescent Drive  
Pensacola, Florida

On September 13, 1957 this letter (Registered No. 53325 ) was returned to me with reason for non-delivery given as "RETURNED TO WRITER UNCLAIMED."

Will you please advise me as to any further efforts you wish me to make in perfecting this service.

Sincerely yours,

*Mary Texas Hurt Garner*

Mary Texas Hurt Garner  
Secretary of State

*Jamie L. Pettigrew*

By: Jamie L. Pettigrew  
Administrative Assistant

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



MARY TEXAS HURT  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY 4, ALABAMA

November 14, 1957

Honorable C. LeNoir Thompson  
Attorney at Law  
Bay Minette, Alabama

Re: Shelby Register vs Josh Nichols

Dear Mr. Thompson:

Please refer to your file in the above-styled cause and be advised that on October 31, 1957, I sent by registered mail, return receipt requested, deliver to addressee only, my notice, with copy of Summons and Complaint & Interrogatories attached, to:

Josh Nichols  
25 E Crescent Drive  
Pensacola, Florida

On November 14, 1957, this letter (Registered No. 56255 ) was returned to me with reason for non-delivery given as "OUT OF CITY."

Will you please advise me as to any further efforts you wish me to make in perfecting this service.

Sincerely yours,

*Mary Texas Hurt Garner*  
Mary Texas Hurt Garner  
Secretary of State

*Jamie L. Pettigrew*  
By: Jamie L. Pettigrew  
Administrative Assistant

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

SHIRLEY REGISTER, a minor by  
MOLA REGISTER, her mother,  
her natural guardian and next  
friend,

PLAINTIFF

VS

JOSE NICHOLS

DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW.

CASE NO. \_\_\_\_\_

1.

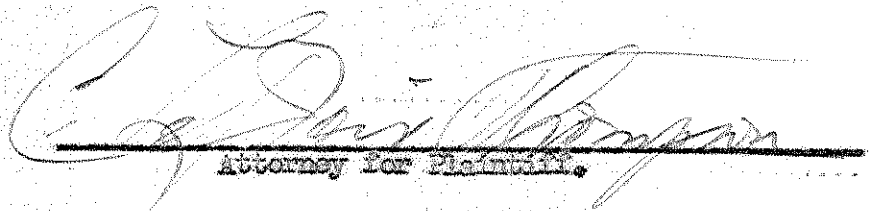
Plaintiff claims of the Defendant SEVEN THOUSAND FIVE HUNDRED (\$7,500.00) DOLLARS, as damages for that heretofore on, to-wit: February 26, 1957 about 8:30 P. M., Plaintiff was a passenger in an automobile being operated on U. S. Highway numbered 90 a public highway along the Mobile Bay Causeway in Baldwin County about four and a half miles East of the Mobile County line at or near The Howard Johnson Restaurant, and that the said Freeman Robinson the agent, servant, or employee of the Defendant while acting in the line and scope of his authority, so negligently operated an automobile truck along said Causeway road at or near The Howard Johnson Restaurant, in Baldwin County, Alabama, that said automobile truck was run into, upon or against the automobile in which said Plaintiff was a passenger and as a proximate consequence thereof plaintiff suffered bruises and contusions; cuts about the face so that she is scarred for life; bruises and other injuries to her knees so that she was caused to suffer great physical and mental pain and anguish and her nervous system was greatly injured and shocked, and was permanently scarred for life and caused to incur expenses in and about the curing and healing of her said injuries and was caused to lose time from her work and is permanently scarred, and plaintiff avers that she suffered said injuries, impairments and consequent damages as a proximate consequence of the aforesaid negligence of the Defendant, hence this suit.

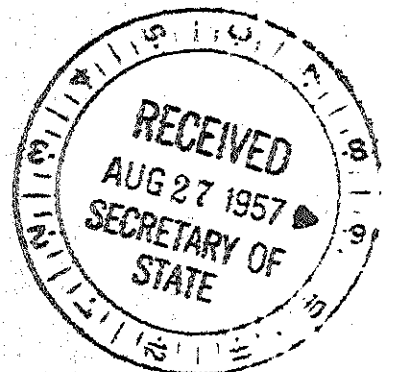
And Plaintiff further avers that the Defendant Josh Nichols is a non-resident of the State of Alabama and resides in Escambia County, Florida, his address being 25 E Crescent Drive, Pensacola, Florida; and that defendant is and was on the date of said collision to-wit February 26, 1957 residing as stated, and that he was a non-resident of the State of Alabama on said date and that the present Post Office address of said non-resident Defendant is: 25 E Crescent Drive, Pensacola, Florida.

AND Plaintiff prays that the service of process upon the non-resident defendant named herein may be had in accordance with the provisions of the

1940 Code of Alabama, Title 7, Section 199, as amended.

PLAINTIFF DEMANDS A TRIAL BY JURY OF THIS CAUSE.

  
Attorney for Plaintiff.



SHERLEY REGISTER, a minor by  
OLA REGISTER, her mother,  
her natural guardian and next  
friend,

PLAINTIFF

VS

JOSH NICHOLS

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

CASE NO. \_\_\_\_\_

Comes the Plaintiff in the above styled cause and propounds the following  
interrogatories to Defendant, Josh Nichols, of 25 E. Crescent Drive, Pensacola,  
Florida:

1. Did you have an employee named Freeman Robinson on February 26, 1957?
2. Were you purchasing or did you own a 1950 Chevrolet truck equipped  
for hauling paper wood?
3. Did your truck have Alabama license number 5H/2 1386?
4. If you did not own this truck did you have any arrangement with  
the driver Freeman Robinson?
5. If you had such an arrangement state the arrangement.
6. State whether or not this truck was involved in a collision on  
February 26, 1957.
7. If you know where the collision occurred, state the location.
8. Do you know whether or not this truck was involved in a collision  
with a car driven by Jacqueline W. Register?
9. If Freeman Robinson was not an employee, were you engaged in  
producing pulp wood on a share basis?
10. Was the car with which your truck was involved in a wreck on the  
date named, a 1948 Hudson?

*[Signature]*  
Attorney for Plaintiff.

STATE OF ALABAMA  
BALDWIN COUNTY

Before me, T.C. Land, a Notary Public, in and  
for said State and County, personally appeared one C. LeNoir Thompson, who being  
by me first duly sworn did depose and say as follows: My name is C. LeNoir  
Thompson and I am the Attorney of Record for the Plaintiff in the above entitled  
cause and as such authority to make this affidavit. I further state that the  
answer of the Defendant to the foregoing interrogatories will, if truthfully made,  
be material evidence for the Plaintiff on the trial of said cause.

Subscribed and sworn to before me by the said C. LeNoir Thompson on this  
the 22 day of August, 1957.

BY COMMISSION AS A NOTARY PUBLIC  
EXPIRES 30 OF Jan 1960

*[Signature]*  
Notary Public.