

NATIONAL SURETY CORPORATION
A Member of The FUND Insurance Companies

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, that NATIONAL SURETY CORPORATION, a Corporation duly organized and existing under the laws of the State of New York, and having its principal office in the City of New York, New York, and its home office in the City and County of San Francisco, California, (hereinafter called the Corporation), has made, constituted and appointed, and does by these presents make, constitute and appoint

D.E. LUDLOW, P.F. BEVILLE AND E.S. JENKINS
JOINTLY OR SEVERALLY

of MOBILE and State of ALABAMA
its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, seal, acknowledge and deliver ANY AND ALL BONDS, RECOGNIZANCES, CONTRACTS, AGREEMENTS OF INDEMNITY AND OTHER CONDITIONAL OR OBLIGATORY UNDERTAKINGS; PROVIDED, HOWEVER, THAT THE PENAL SUM OF ANY ONE SUCH INSTRUMENT EXECUTED HEREUNDER SHALL NOT EXCEED ONE MILLION (\$1,000,000.00) DOLLARS-----

and to bind the Corporation thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Corporation and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises.

IN WITNESS WHEREOF, NATIONAL SURETY CORPORATION has caused these presents to be signed by its Vice President, attested by its Assistant Secretary, and its corporate seal to be hereto affixed this 2ND day of NOVEMBER A.D., 19 62

NATIONAL SURETY CORPORATION

[Seal]

By C.A. KEPPLER
Vice President

ATTEST: H.L. JOHNSON
Assistant Secretary

STATE OF NEW YORK
COUNTY OF NEW YORK
On this 2ND day of NOVEMBER A.D., 19 62, before me personally came C.A. KEPPLER, to me known, who, being by me duly sworn, did depose and say, that he is Vice President of NATIONAL SURETY CORPORATION, the Corporation described in and which executed the above instrument; that he knows the seal of said Corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Corporation and that he signed his name thereto by like order. And said C.A. KEPPLER further said that he is acquainted with H.L. JOHNSON and knows him to be an Assistant Secretary of said Corporation; and that he executed the above instrument.

GEORGE SCHULMAN
Notary Public

STATE OF NEW YORK
COUNTY OF NEW YORK
I, H.L. JOHNSON, Assistant Secretary of NATIONAL SURETY CORPORATION, do hereby certify that the following is a full, true and correct copy of Article VIII of the By-laws of the NATIONAL SURETY CORPORATION adopted on the 25th day of October, 1955, and now in full force and effect, to wit:

ARTICLE VIII
Appointment and Authority of Resident Assistant Secretaries, and Attorneys-in-Fact and Agents to Accept Legal Process and Make Appearances.

"SECTION 30. APPOINTMENT. The President, any Vice President or any other person authorized by the Board of Directors, the Chairman of the Board of Directors, the President or any Vice President, may, from time to time, appoint Resident Assistant Secretaries and Attorneys-in-Fact to represent and act for and on behalf of the Corporation and Agents to accept legal process and make appearances for and on behalf of the Corporation.

"SECTION 31. AUTHORITY. The authority of such Resident Assistant Secretaries, Attorneys-in-Fact, and Agents shall be as prescribed in the instrument evidencing their appointment, and any such appointment and all authority granted thereby may be revoked at any time by the Board of Directors or by any person empowered to make such appointment."

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of NATIONAL SURETY CORPORATION, this 2ND day of NOVEMBER, 19 62

H.L. JOHNSON
Assistant Secretary of
NATIONAL SURETY CORPORATION

[Corporate Seal]

STATE OF GEORGIA
COUNTY OF FULTON
I, B.B. MOONEYHAM, Resident Assistant Secretary of NATIONAL SURETY CORPORATION, a corporation of the State of New York, do hereby certify that the above and foregoing is a full, true and correct copy of the original power of attorney issued by said Corporation and that I have compared same with the original and that it is a correct transcript therefrom and of the whole of the original. Said power of attorney is in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation, at the City of ATLANTA, this 11th day of October 1966

B.B. Mooneyham
Resident Assistant Secretary

KENDALL
Johnston, Johnston & ~~Kendall~~
Attorneys

810 Van Antwerp Building
Mobile, Alabama 36601
Telephone 432-1811

Mailing Address
P. O. Box 550
Mobile, Alabama

Samuel M. Johnston
William E. Johnston
Samuel M. Johnston, Jr.
~~Robert G. Kendall, III~~

September 4, 1969

Robert G. Kendall, III

Mrs. Alice Duck
Clerk of the Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama 36507

Dear Mrs. Duck:

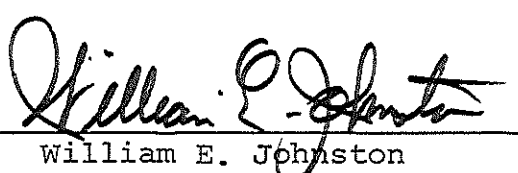
I am enclosing a motion in the case of Terrell Z. Lee versus Willie Mae Strauss, et al, Case Number 7201. Earlier today I sent you a similar motion but found that it needed some correcting, so if you have not already done so, do not file the other motion but file the one enclosed with this letter.

With kindest regards and best wishes, I am

Yours very truly,

JOHNSTON, JOHNSTON & KENDALL

BY


William E. Johnston

WEJ:cl

Enclosure

TERRELL Z. LEE,	:	IN THE CIRCUIT COURT
Plaintiff,	:	OF BALDWIN COUNTY,
VS.	:	ALABAMA
BERTIE L. STRAUSS and	:	AT LAW
WILLIE MAE STRAUSS,	:	CASE NO. <u>2210</u>
Defendants.	:	

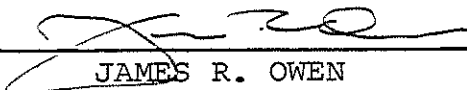
The Plaintiff claims of the Defendants the sum of TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS as damages, for that heretofore on, to-wit, the 12th day of December, 1965, the Defendant Bertie L. Strauss while acting in the line and scope of her authority as an agent, servant or employee of Willie Mae Strauss, Defendant, so negligently operated an automobile in a westwardly direction on U. S. Highway 90, a public highway in Baldwin County, Alabama, at a point one mile east of Robertsdale, Alabama, as to cause or allow the same to run into an automobile owned by the Plaintiff and in which he was riding as a passenger, and as a proximate result of the negligence aforesaid, an accident occurred and the plaintiff suffered the following injuries and damages: Several of his teeth were knocked out, his jaw and gums were fractured, broken and lacerated, his neck was injured, he sustained fractures of the ribs and was bruised and lacerated about the chest, arms and legs and suffered internal injuries and received a cut on the top of his head and suffered a concussion; his automobile was damaged and declared a total loss; and he was caused to expend large sums of money for medical, doctors and hospital bills and lost time from his work; all as a proximate result of the negligence of the Defendants as aforesaid.

Wherefore, Plaintiff brings this suit and asks damages
in the aforementioned amount.

JOHNSTON, JOHNSTON & NETTLES

By 
William E. Johnston

AND


JAMES R. OWEN

ATTORNEYS FOR PLAINTIFF

Plaintiff demands a trial by jury in the above cause.

JOHNSTON, JOHNSTON & NETTLES

By 
William E. Johnston

AND


JAMES R. OWEN

ATTORNEYS FOR PLAINTIFF

FILED
OCT 22 1966
ALICE J. DICK, CLERK
REGISTER

The Defendants are non-residents of the State of Alabama
and residents of the State of Florida, and Plaintiff requests
that service be had on the Secretary of State as permitted by
Title 7, Paragraph 199, Code of Alabama 1940, as recompiled.

The Defendant Willie Mae Strauss resides at:
1802 Derby Avenue
Auburndale, Florida

The Defendant Bertie L. Strauss resides at:
820 E. Oak Street
Lakeland, Florida

FILED
OCT 22 1966
ALICE J. DICK, CLERK
REGISTER

VOL 62-2-1839

Ex
Oct 13 - 1966

SUMMONS AND COMPLAINT

MOORE PRINTING CO., BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 7210

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Bertie L. Strauss and Willie Mae Strauss

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

Bertie L. Strauss and Willie Mae Strauss, Defendant

by Terrell Z. Lee

Plaintiff

Witness my hand this 12th day of October 1966

Alice J. Duck Clerk

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

TERRELL Z. LEE

Plaintiffs

vs.

BERTIE L. STRAUSS &

Defendants

WILLIE MAE STRAUSS

SUMMONS AND COMPLAINT

Filed October 12, 1966

Alice J. Duck

Clerk

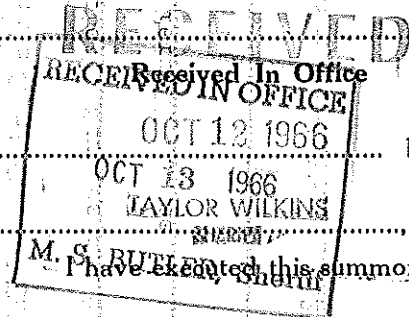
Johnston, Johnston & Nettles

James R. Owen

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at



this 19.....

by leaving a copy with

Executed by serving 2 copies of
the within on W. G. B. B. B. B.
Secretary of State of The State of
Alabama.

This the 13 day of Oct 1966

Sheriff of Montgomery County

M. S. Butler,

By James R. Owen D. S.

The Sheriff claims \$1.00 travel exp
pense on each of 2 (two)
process(es) or a total of \$ 2.00

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

Deputy Sheriff

October 17, 1966

TERRELL Z. LEE, Plaintiff
VS
WILLIE MAE STRAUSS, et al, Defendants

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA AT LAW

CASE NO. 7210

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

I, Mrs. Agnes Baggett, Secretary of State, hereby certify that on October 13, 1966
I sent by certified mail in an envelope addressed as follows:

“

Willie Mae Strauss
1802 Derby Ave.
Auburndale, 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:

“

Willie Mae Strauss
1802 Derby Ave.
Auburndale, Fla.

You will take notice that on October 13, 1966 the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, summons and complaint in a case entitled: TERRELL Z. LEE, Plaintiff VS WILLIE MAE STRAUSS, et al, Defendants

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW
Case No. 7210 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 13
day of October 1966

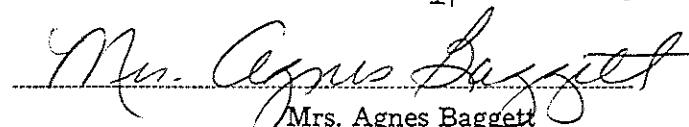
Enclosure (1)

(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 17 1966 I received the return card, showing receipt by the designated addressee of the aforementioned matter at Auburndale, Fl
on 15 Oct 1966

WITNESS MY HAND and the Great Seal of the State of Alabama this the 17 day
of October 1966


Mrs. Agnes Baggett
Secretary of State

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

cc: Hon. William E. Johnston
Van Antwerp Bldg.
Mobile, Ala.

SUMMONS AND COMPLAINT

MOORE PRINTING CO., BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 7210

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Bertie L. Strauss and Willie Mae Strauss

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

Bertie L. Strauss and Willie Mae Strauss, Defendant

by Terrell Z. Lee

Plaintiff

Witness my hand this 12th day of October 1966

Alice J. Luck Clerk

No.

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Plaintiffs

vs.

Defendants

SUMMONS AND COMPLAINT

Filed 19.....

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19.....

Sheriff

I have executed this summons

this 19.....

by leaving a copy with

Sheriff

Deputy Sheriff

TERRELL Z. LEE, : IN THE CIRCUIT COURT
Plaintiff, : OF BALDWIN COUNTY,
VS. : ALABAMA
BERTIE L. STRAUSS and : AT LAW
WILLIE MAE STRAUSS, : CASE NO. 7210
Defendants.

The Plaintiff claims of the Defendants the sum of TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS as damages, for that heretofore on, to-wit, the 12th day of December, 1965, the Defendant Bertie L. Strauss while acting in the line and scope of her authority as an agent, servant or employee of Willie Mae Strauss, Defendant, so negligently operated an automobile in a westwardly direction on U. S. Highway 90, a public highway in Baldwin County, Alabama, at a point one mile east of Robertsdale, Alabama, as to cause or allow the same to run into an automobile owned by the Plaintiff and in which he was riding as a passenger, and as a proximate result of the negligence aforesaid, an accident occurred and the plaintiff suffered the following injuries and damages: Several of his teeth were knocked out, his jaw and gums were fractured, broken and lacerated, his neck was injured, he sustained fractures of the ribs and was bruised and lacerated about the chest, arms and legs and suffered internal injuries and received a cut on the top of his head and suffered a concussion; his automobile was damaged and declared a total loss; and he was caused to expend large sums of money for medical, doctors and hospital bills and lost time from his work; all as a proximate result of the negligence of the Defendants as aforesaid.

Wherefore, Plaintiff brings this suit and asks damages
in the aforementioned amount.

JOHNSTON, JOHNSTON & NETTLES

By William E. Johnston
William E. Johnston

AND

J. R. Owen
JAMES R. OWEN

ATTORNEYS FOR PLAINTIFF

Plaintiff demands a trial by jury in the above cause.

JOHNSTON, JOHNSTON & NETTLES

By William E. Johnston
William E. Johnston

AND

J. R. Owen
JAMES R. OWEN

ATTORNEYS FOR PLAINTIFF

FILED

OCT 12 1966

ALB 1 DOK, CLERK
REGISTER

The Defendants are non-residents of the State of Alabama and residents of the State of Florida, and Plaintiff requests that service be had on the Secretary of State as permitted by Title 7, Paragraph 199, Code of Alabama 1940, as recompiled.

The Defendant Willie Mae Strauss resides at:
1802 Derby Avenue
Auburndale, Florida

The Defendant Bertie L. Strauss resides at:
820 E. Oak Street
Lakeland, Florida

FILED

OCT 12 1966

ALB 1 DOK, CLERK
REGISTER

October 19, 1966

TERRELL Z. LEE, Plaintiff
VS
BERTIE L. STRAUSS, et al, Defendants

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA AT LAW

CASE NO. 7210

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

I, Mrs. Agnes Baggett, Secretary of State, hereby certify that on October 13, 1966
I sent by certified mail in an envelope addressed as follows:

“

Bertie L. Strauss
820 E. Oak St.
Lakeland, 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:

“

Bertie L. Strauss
820 E. Oak St.
Lakeland, Fla.

You will take notice that on October 13, 1966 the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, summons and complaint in a case entitled: TERRELL Z. LEE, Plaintiff VS BERTIE L. STRAUSS, et al, Defendants

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW
Case No. 7210 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 13
day of October 1966

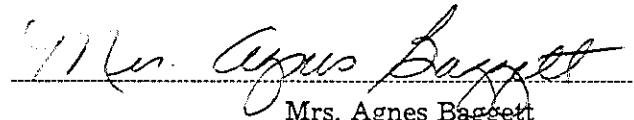
Enclosure (1)

(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 19 1966 I received the return card, showing receipt by the designated addressee of the aforementioned matter at Auburndale, Fl.
on Oct 17 1966

WITNESS MY HAND and the Great Seal of the State of Alabama this the 19 day
of October 1966


Mrs. Agnes Baggett
Secretary of State

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

cc: Hon. William E. Johnston
Van Antwerp Bldg.
Mobile, Ala.

SUMMONS AND COMPLAINT

MOORE PRINTING CO., BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 7210

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Bertie L. Strauss and Willie Mae Strauss

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.....

Bertie L. Strauss and Willie Mae Strauss....., Defendant.....

by Terrell Z. Lee.....

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

Witness my hand this 12th day of October 19 66

Alice J. Duck Clerk

TERRELL Z. LEE,	:	IN THE CIRCUIT COURT
Plaintiff,	:	OF BALDWIN COUNTY,
VS.	:	ALABAMA
BERTIE L. STRAUSS and	:	AT LAW
WILLIE MAE STRAUSS,	:	CASE NO. <u>7210</u>
Defendants.	:	

The Plaintiff claims of the Defendants the sum of TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS as damages, for that heretofore on, to-wit, the 12th day of December, 1965, the Defendant Bertie L. Strauss while acting in the line and scope of her authority as an agent, servant or employee of Willie Mae Strauss, Defendant, so negligently operated an automobile in a westwardly direction on U. S. Highway 90, a public highway in Baldwin County, Alabama, at a point one mile east of Robertsdale, Alabama, as to cause or allow the same to run into an automobile owned by the Plaintiff and in which he was riding as a passenger, and as a proximate result of the negligence aforesaid, an accident occurred and the plaintiff suffered the following injuries and damages: Several of his teeth were knocked out, his jaw and gums were fractured, broken and lacerated, his neck was injured, he sustained fractures of the ribs and was bruised and lacerated about the chest, arms and legs and suffered internal injuries and received a cut on the top of his head and suffered a concussion; his automobile was damaged and declared a total loss; and he was caused to expend large sums of money for medical, doctors and hospital bills and lost time from his work; all as a proximate result of the negligence of the Defendants as aforesaid.

Wherefore, Plaintiff brings this suit and asks damages
in the aforementioned amount.



JOHNSTON, JOHNSTON & NETTLES

By William E. Johnston
William E. Johnston

AND

James R. Owen
JAMES R. OWEN

ATTORNEYS FOR PLAINTIFF

Plaintiff demands a trial by jury in the above cause.

JOHNSTON, JOHNSTON & NETTLES

By William E. Johnston
William E. Johnston

AND

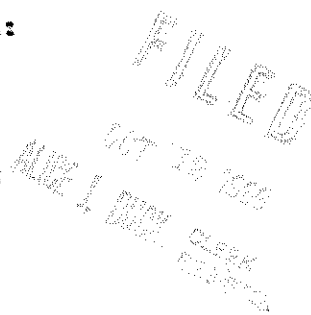
James R. Owen
JAMES R. OWEN

ATTORNEYS FOR PLAINTIFF

The Defendants are non-residents of the State of Alabama and residents of the State of Florida, and Plaintiff requests that service be had on the Secretary of State as permitted by Title 7, Paragraph 199, Code of Alabama 1940, as recompiled.

The Defendant Willie Mae Strauss resides at:
1802 Derby Avenue
Auburndale, Florida

The Defendant Bertie L. Strauss resides at:
820 E. Oak Street
Lakeland, Florida



TERRELL Z. LEE,	:	IN THE CIRCUIT COURT
Plaintiff,	:	OF BALDWIN COUNTY,
vs.	:	ALABAMA
WILLIE MAE STRAUSS	:	
and BERTIE L. STRAUSS,	:	CASE NO. 7201
Defendants.	:	

MOTION

Comes Raymond Norris, as Executor of the Estate of Terrell Z. Lee and moves the Court to revive this action in his name, as Executor, and amend the complaint so that the same shall read:

"RAYMOND NORRIS, as Executor	:	IN THE CIRCUIT COURT
of the Estate of Terrell	:	
Z. Lee, Deceased,	:	OF BALDWIN COUNTY,
Plaintiff,	:	ALABAMA
vs.	:	
WILLIE MAE STRAUSS	:	CASE NO. 7201"
and BERTIE L. STRAUSS,	:	
Defendants.	:	

Terrell Z. Lee died September 7, 1968, and Raymond Norris was appointed as Executor of his estate on the 3rd day of September, 1969, by the Probate Court of Mobile County, Alabama.

William P. Johnston

Attorney for Plaintiff

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for all parties in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in a properly addressed envelope with adequate postage thereon.

This 4th day of Sept, 1969.

William P. Johnston

Attorney for

FILED
SEP 5 1969
ALICE J. DUCK
CLERK
REGISTER

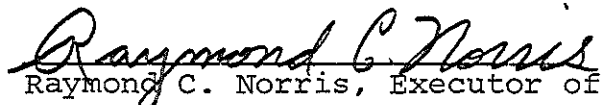
TERRELL Z. LEE,	:	IN THE CIRCUIT COURT
Plaintiff,	:	OF BALDWIN COUNTY,
vs.	:	ALABAMA
WILLIE MAE STRAUSS	:	
and BERTIE L. STRAUSS,	:	CASE NO. 7210
	:	7201
Defendants.	:	

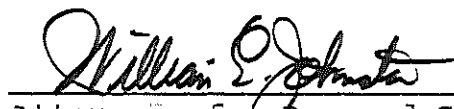
MOTION TO REVIVE

Comes Raymond C. Norris, as Executor of the Last Will and Testament of Therrell Z. Lee, Deceased, and amends the motion heretofore filed in this cause so that the same shall read as follows:

Comes Raymond C. Norris, as Executor of the Last Will and Testament of the Plaintiff, Therrell Z. Lee, Deceased, and shows unto the court that the Plaintiff, Therrell Z. Lee, died on, to-wit, the 7th day of September, 1968, and Raymond C. Norris was duly appointed the Executor of the Last Will and Testament of the said Therrell Z. Lee, and has qualified as such.

Wherefore, Raymond C. Norris, as Executor as aforesaid, moves that this cause be revived by the substitution of Raymond C. Norris, as Executor of the Last Will and Testament of Therrell Z. Lee, Deceased, as Plaintiff.


 Raymond C. Norris, Executor of
 the Last Will and Testament
 of Therrell Z. Lee, Deceased


 Attorneys for Raymond C. Norris,
 as Executor of the Last Will
 and Testament of Therrell Z. Lee.

FILED

SEP 8 1969

TERRELL Z. LEE, : IN THE CIRCUIT COURT OF
Plaintiff : BALDWIN COUNTY, ALABAMA
vs. : AT LAW
BERTIE L. STRAUSS and :
WILLIE MAE STRAUSS, :
Defendants. :
: CASE NO. 7210

A N S W E R

Comes now each of the defendants in the above-styled cause, Bertie L. Strauss and Willie Mae Strauss and for separate and several answer to each count of the complaint heretofore filed, sets down and assigns, separately and severally the following separate and several pleas:

ONE

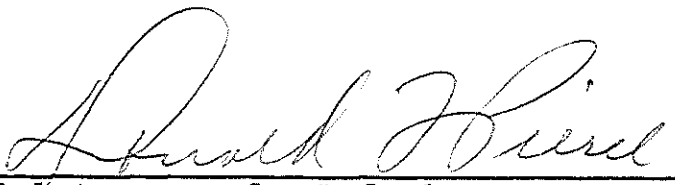
Not guilty.

TWO

At the time and place alleged in the complaint, to-wit; December 12, 1965 the plaintiff's agent, servant or employee, while acting within the line of such agency, service or employment did so negligently operate an automobile in an eastwardly direction on U. S. Highway 90, a public highway in Baldwin County, Alabama, at a point approximately one mile east of Robertsdale, Alabama so as to cause or allow same to collide with an automobile in which the defendants were riding on said U. S. Highway 90 and as a direct and proximate

FILED
NOV 18 1965
MADE L. BOOK
CLERK
COURT

result thereof plaintiff's negligence proximately contributed to the accident and his alleged injuries and damages; therefore plaintiff ought not recover.

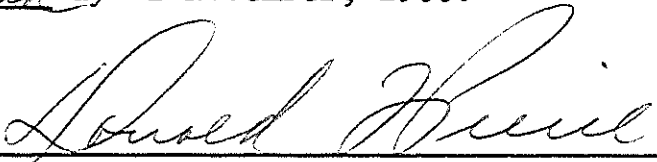

Trial Attorney for Defendants

Of Counsel:

HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON

CERTIFICATE OF SERVICE

I hereby certify that I have mailed a true and correct copy of the foregoing Answer to James Owens, Esq. and William E. Johnston, Esq., Attorney for Plaintiff by depositing a copy of same in the United States Mail, postage prepaid, addressed to each said attorney at his respective office on this, the 7th day of November, 1966.



Defendants respectfully demand a trial by jury of this cause.



[Faint, tilted stamp: FILED, NOV 10 1966, ALBANY, N.Y.]

THERRELL Z. LEE, : IN THE CIRCUIT COURT
Plaintiff, : OF BALDWIN COUNTY,
vs. : : ALABAMA.
WILLIE MAE STRAUSS :
and BERTIE L. STRAUSS, CASE NO. 7201
Defendants. :
:

ORDER

This day came Raymond C. Norris, as Executor under the Last Will and Testament of Therrell Z. Lee, and moves that he, as such Executor, be substituted as Plaintiff in lieu of Therrell Z. Lee, now deceased, and that this cause be revived in his name as such Executor and upon consideration; it is,

ORDERED, ADJUDGED and DECREED that Raymond C. Norris, as Executor of the Last Will and Testament of Therrell Z. Lee, be substituted as Plaintiff in the said cause in lieu of Therrell Z. Lee, deceased, and that said cause be and the same is hereby revived with Raymond C. Norris, as Executor of the Last Will and Testament of Therrell Z. Lee, as Plaintiff therein; and he is hereby authorized to proceed as Plaintiff therein to a final determination of said cause.

Done this 8th day of September, 1969.

Joseph A. Maskebur
Judge

FILED

SEP 8 1969

ALICE J. DUCK CLERK
REGISTER

RAYMOND C. NORRIS, As Executor
of the Last Will and Testament
of Terrell Z. Lee, Deceased.

VS.

WILLIE MAE STRAUSS
and BERTIE L. STRAUSS,

Defendants.

: IN THE CIRCUIT COURT
: OF BALDWIN COUNTY,
: ALABAMA
:
: CASE NO. 7201
:

AMENDMENT TO COMPLAINT

Comes the plaintiff in the above cause and amends
the complaint by striking therefrom any claim for damages
done to the automobile of Terrell Z. Lee.

WILLIAM E. JOHNSTON and
JAMES OWENS
Attorneys for plaintiff

BY

William E. Johnston

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for
all parties in the foregoing matter with a copy of this
pleading by depositing in the United States Mail a copy of
same in a properly addressed envelope with adequate postage
thereon.

This 25 day of November, 1969

William E. Johnston
Attorney for Plaintiff

FILED

DEC 1 1969

ALICE J. DUCK CLERK
REGISTER