(199)

December 9, 1966

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

CASE NO. 7306

7500

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA I, Mrs. Agnes Baggett, Secretary of State, hereby certify that on December 7, 1966 I sent by certified mail in an envelope addressed as follows:

⁶ Riley Lowell Wallace P. 0. Box 645 Pensacola, Fla.¹¹

ANDREW L. MUND, Plaintiff

RILEY LOWELL WALLACE, Defendant

"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:

Riley Lowell Wallace P. O. Box 645 Pensacola, Fla.

You will take notice that on December 7, 1966 the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, summons and complaint in a case entitled: ANDREW L. MUND, Plantiff VS RILEY LOWELL WALLACE, Defendant

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA Case No. 7306 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 7 day of December, 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 December 9 1966 I received the return card, showing receipt by the designated addressee of the aforementioned matter at Pensacola, Fla. on December 8 ----

WITNESS MY HAND and the Great Seal of the State of Alabama this the 9 day of December 1966

Mrs. agnes Bargel Mrs. Agnes Baggett Secretary of State

Enclosures: Return Receipt Card and copy of Summons and Complaint. cc: Chason, Stone & Chason Bay Minette, Alabama STATE OF ALABAMA IN THE CIRCUIT COURT - LAW SIDE BALDWIN COUNTY

TO: ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Riley Lowell Wallace to appear within thirty days from the service of this Writ in the Circuit Court to be held for said County at the place of holding same, then and there to answer the complaint of Andrew L. Mund. Witness my hand this _____ day of December, 1966.

alere deck

ANDREW L. MUND,	X	
Plaintiff,	X IN THI	
V 5 .	X	
	X BALDW	in county, alabama
RILEY LOWELL WALLACE,	X	
Defendant.	X	law side <i>No 7306</i>

COUNT ONE:

The Plaintiff claims of the Defendant the sum of One Thousand Dollars (\$1,000.00) as damages for that on, to-wit: February 10, 1966, at a point on U. S. Highway 90 approximately 3.7 miles East of Spanish Fort in Baldwin County, Alabama, the Defendant negligently drove an automobile into or against an automobile owned by the Plaintiff and which was then and there being driven by him and as a proximate result of the negligence of such Defendant the Plaintiff's automobile was damaged in this: it's grill was bent and broken, the radiator was damaged, the left headlight was damaged, the car frame was bent, the front bumper was ruined, the hood was bent and damaged, all to the damage to the Plaintiff in the above mentioned sum, hence this suit.

COUNT TWO:

The Plaintiff claims of the Defendant the sum of One Thousand Dollars (\$1,000.00) as damages for that on, to-wit: February 10, 1966, at a point on U. S. Highway 90 approximately 3.7 miles East of Spanish Fort in Baldwin County, Alabama, the Defendant willfully or wantonly injured the Plaintiff by willfully or wantonly driving an automobile into or against an automobile owned by the Plaintiff and which he was then and there driving, and as a proximate result of the willful or wanton negligence of such Defendant, the Plaintiff's automobile was damaged in this: it's grill was bent and broken, the radiator was damaged, the left headlight was damaged, the car frame was bent, the front bumper was ruined, the hood was bent and damaged, all to the damage to the Plaintiff in the above mentioned sum, hence this suit.

Russu, Stone & Gussen Attorneys for Plaintiff

Defendant's Address: P. O. Box 645, Pensacola, Florida

STATE OF ALABAMA BALDWIN COUNTY

Before me, <u>Minie B. Buyun</u>, a Notary Public, in and for said State and County, personally appeared John Chason, as one of the Attorneys of Record for the Plaintiff in the above styled cause and having been by me first duly and legally sworn, did depose and say under oath as follows:

That his name is John Chason. That he is one of the

Attorneys of Record for the Plaintiff in the above styled cause and according to the best of his knowledge, information and belief the Defendant, Riley Lowell Wallace, is a non-resident of the State of Alabama, his postoffice address being Box 645, Pensacola, Florida; that said Defendant is over the age of twenty-one years.

Jolin Gase

1. .

Sworn to and subscribed before me on this the ______day of December, 1966.

Marce B. Bright Notary Public, Baldwin County, Alabama.

May 16, 1967

Mr. Riley Lowell Wallace P. O. Box 645 Pensacola, Florida

Dear Sir:

Re: Andrew L. Mund vs: Riley Lowell Wallace Case No. 7306

The Judge has entered a judgment this day in the above style cause in the amount of \$770. We have been instructed to write you that, If you can produce an affidavit that you were sick and unable to be in court this day and also an affidavit stating that you have a legitimate defense, this judgment will be set aside and you will be given a chance for a trial. This should be done within 30 days.

Yours very truly,

Clerk of the Circuit Court

AJD/eb

cc: Chason, Stone & Chason Attorneys at Law Bay Minette, Alabama April 20, 1967

Mr. Riley Lowell Wallace P. O. Box 645 Pensacola, Florida

Dear Sir:

Re: Andrew L. Mund vs: Riley Lowell Wallace Case No. 7306

The Judge has set the above style case down for hearing on May 16, 1967 at 10:00 o'clock a.m.; and he has instructed us to notify you that you may be present if you so desire.

Yours very truly,

Circuit Clerk

AJD/eb

cc: Hon. John Chason Bay Minette, Alabama

Jan. 5. 1967 Pensacola, Fla.

State of Alabama County of Baldwin In the circint court

Andrew h mund, Plaintiff 1306

Riley Lowell Wallace, Defendant:

Answere to complaint of Record.

Count One:

most entirely Plalse -

Count Two-FRED A False Claim also -TJAN 9 1967 AUGE & BUOK, DEGIS AMallen Rigistud Mail to Baldwine County lisuit Cost for recess - Rit. Reciept.

/ 498

STATE OF ALABAMA

IN THE CIRCUIT COURT - LAW SIDE BALDWIN COUNTY

TO: ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Riley Lowell Wallace to appear within thirty days from the service of this Writ in the Circuit Court to be held for said County at the place of holding same, then and there to answer the complaint of Andrew L. Mund.

Witness my hand this _ / day of December, 1966.

Clerk luch

ANDREW L. MUND,	X	
Plaintiff,	X , 1	IN THE CIRCUIT COURT OF
VS.	X.	
	X	BALDWIN COUNTY, ALABAMA
RILEY LOWELL WALLACE,	X	
Defendant.	X	LAW SIDE
		MU, 7306

COUNT ONE:

The Plaintiff claims of the Defendant the sum of One Thousand Dollars (\$1,000.00) as damages for that on, to-wit: February 10, 1966, at a point on U. S. Highway 90 approximately 3.7 miles East of Spanish Fort in Baldwin County, Alabama, the Defendant negligently drove an automobile into or against an automobile owned by the Plaintiff and which was then and there being driven by him and as a proximate result of the negligence of such Defendant the Plaintiff's automobile was damaged in this: it's grill was bent and broken, the radiator was damaged, the left headlight was damaged, the car frame was bent, the front



bumper was ruined, the hood was bent and damaged, all to the damage to the Plaintiff in the above mentioned sum, hence this suit.

COUNT TWO:

The Plaintiff claims of the Defendant the sum of One Thousand Dollars (\$1,000.00) as damages for that on, to-wit: Pebruary 10, 1966, at a point on U. S. Highway 90 approximately 3.7 miles East of Spanish Fort in Baldwin County, Alabama, the Defendant willfully or wantonly injured the Plaintiff by willfully or wantonly driving an automobile into or against an automobile owned by the Plaintiff and which he was then and there driving, and as a proximate result of the willful or wanton negligence of such Defendant, the Plaintiff's automobile was damaged in this: it's grill was bent and broken, the radiator was damaged, the left headlight was damaged, the car frame was bent, the front bumper was ruined, the hood was bent and damaged, all to the damage to the Plaintiff in the above mentioned sum, hence this suit.

Actorneys for Plaintiff

Defendant's Address: P. O. Box 645, Pensacola, Florida

STATE OF ALABAMA BALDWIN COUNTY

Before me, <u>Murice B. Buyan</u>, a Notary Public, in and for said State and County, personally appeared John Chason, as one of the Attorneys of Record for the Plaintiff in the above styled cause and having been by me first duly and legally sworn, did depose and say under oath as follows:

That his name is John Chason. That he is one of the

496

Attorneys of Record for the Plaintiff in the above styled cause and according to the best of his knowledge, information and belief the Defendant, Riley Lowell Wallace, is a non-resident of the State of Alabama, his postoffice address being Box 645, Pensacola, Florida; that said Defendant is over the age of twenty-one years.

Handboo

TILE D

AUGE 1. DUCH, CLERA RECENTED

Sworn to and subscribed before me on this the 6 day of December, 1966.

Maria B. Bryana Notary Public, Baldwin County, Alabama.

Executed 12-7-66 MS Butler Sh. AT Romes D.S.

4.977

NUS. 7306 SECENTED IN OFFICE × () [] in ka DEC 7 TARGER WI KINS ANDREW L. MUND, f. S. BUTLER, Sheriff Plaintiff, vs. the within on agres Bagg Secretary of State of The State of RILEY LOWELL WALLACE, Alabama. Defendant. This the. J. day of March 1966. * * * Sheriff of Montgomery County M. S. Butler, IN THE CIRCUIT COURT OF By Allomico D.S. BALDWIN COUNTY, ALABAMA LAW SIDE The Sheriff claims \$1.30 fravel expense on each of 100 process(es) or a total of \$____ SUMMONS AND COMPLAINT M. S. Butler, Sheriff Montgomery County. Alabama. t_{1} DEC & MAR & DINNE CLERK MAR & DINN, REORTSR CHASON, STONE & CHASON Attorneys At Law P. O. BOX 120 BAY MINETTE, ALABAMA