

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 7509

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Sam E. Stewart

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

Sam E. Stewart

Defendant

by Goldie M. Hall

Plaintiff

Witness my hand this 8 day of May 19 67

Clerk

No. 7509.....

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

GOLDIE M. HALL

Plaintiffs

vs.

SAM E. STEWART

Defendants

SUMMONS AND COMPLAINT

Filed 5-8 19...67.

Alice J. Duck Clerk

W. Hayes

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED

Received In Office

MAY 8 1967

19.....

TAYLOR WILKINS

Sheriff

Sheriff

I have executed this summons

this May 9 1967

by leaving a copy with

Sam E Stewart

Sheriff claims 22 miles at

10 Cents per mile Total \$2.20

TAYLOR WILKINS, Sheriff

BY W. A. Tolbert  
DEPUTY SHERIFF

Taylor Wilkins Sheriff

W. A. Tolbert Deputy Sheriff

Rolow

GOLDIE M. HALL,

Plaintiff,

Vs.

SAM E. STEWART,

Defendant.

Y

Y

Y

Y

Y

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

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

DEMURRER

Comes now the Defendant, by his attorney, and demurs to the complaint heretofore filed in this cause, and as grounds for said demurrer assigns the following, separately and severally, to each and every count thereof, to-wit:

1. The complaint is vague.
2. The complaint is uncertain.
3. The complaint does not state a legal cause of action.
4. The complaint fails to allege how Defendant negligently operated the motor vehicle.
5. The complaint fails to allege whether the accident occurred in the day time or night time.
6. The complaint fails to allege whether Plaintiff was riding as a guest, or fare-paying passenger at the time of the accident.

*Kenneth Cooper*  
ATTORNEY FOR DEFENDANT

I hereby certify that I have served a copy of the foregoing on Hon. Wilson Hayes, Attorney At Law, Bay Minette, Alabama, Attorney for Plaintiff herein by depositing a copy of same in the United States mail at Bay Minette, Alabama, addressed to him as above indicated by first class mail, postage prepaid, this 17 day of May, 1967.

*Kenneth Cooper*  
ATTORNEY FOR DEFENDANT

FILED

MAY 17 1967

ALICE J. NICK, CLERK  
REGISTER

GOLDIE M. HALL,  
Plaintiff,  
Vs.  
SAM E. STEWART,  
Defendant.

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IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW  
CASE NO. 7509

ANSWER

Comes now Sam E. Stewart, Defendant, in above-styled cause,  
and for answer to the complaint heretofore filed in this cause,  
saith:

Not guilty.

*Kenneth Cooper*  
ATTORNEY FOR DEFENDANT

I hereby certify that I have mailed a copy of the foregoing  
ANSWER to Hon. Wilson Hayes, Attorney At Law, Bay Minette, Alabama,  
by depositing the same in United States Mail, postage prepaid, at  
Bay Minette, Alabama, on this 12 day of September, 1967.

*Kenneth Cooper*  
ATTORNEY FOR DEFENDANT

FILED

SEP 13 1967

ALICE J. BUCHA CLERK  
REGISTER

7509

We the Jury find  
for the Defendant.

Ernest Hansen  
Foreman

FILED

SEP 13 1967

ALICE J. EBB

CLERK  
REGISTER

GOLDIE M. HALL

PLAINTIFF

VS

SAM E. STEWART

DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NUMBER: 1509

COUNT 1

The Plaintiff claims of the Defendant FOUR-THOUSAND and NO/100 (\$4,000.00) DOLLARS, for that on to-wit May 27, 1966, the Defendant so negligently operated a motor vehicle on the Rabon Road in Baldwin County, Alabama, a public road, in front of Nathan Lambert's house, which point is approximately seven miles Northeast of Bay Minette, in Baldwin County, Alabama as to cause the same to collide with a vehicle in which Plaintiff was then riding, and as a proximate result of such negligence of the Defendant, Plaintiff was injured and caused to suffer great pain, that she suffered a broken collar bone, bruises and other injuries and that she was thereby cause to expend sums for hospital and doctor charges, hence this suit.


COUNT 2

The Plaintiff claims of the Defendant FOUR-THOUSAND and NO/100 (\$4,000.00) DOLLARS, for that on to-wit May 27, 1966 Defendant so willfully and wantonly operated a motor vehicle on the Rabon Road, in Baldwin County, Alabama, at a point on the Rabon Road in front of Nathan Lambert's house, which point is approximately seven miles Northeast of Bay Minette, in Baldwin County, Alabama as to cause the same to collide with the motor vehicle in which Plaintiff was then riding, and that as a proximate consequence of the willful and wanton conduct of Defendant, Plaintiff received a broken collar bone, bruises and was caused to suffer pain and anguish and to incur substantial hospital and doctor charges, hence this suit.

  
Attorney for Plaintiff

Plaintiff demands trial by  
jury.

This 8th day of May, 1967.

  
Attorney for Plaintiff  
Defendant may be served at  
Rabon Rt., Bay Minette, Ala.

203

FILED

MAY 8 1967

CLERK  
REGISTER

CASE NUMBER: \_\_\_\_\_

GOLDIE M. HALL

PLAINTIFF

VS

SAM E. STEWART

DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

COMPLAINT

*Goddie Hall*  
*Sam Stewart*

JURY LIST - DECEMBER 4, 1967 TERM - BALDWIN COUNTY

- ~~1. Anderson, Evar, Civil Service, Elberta~~
- ~~2. Aylin, E. Mack, International Paper, Bay Minette~~
- ~~3. Booth, Robert E., Laborer, Fairhope~~
- ~~4. Cowline, W. B., Farmer, Robertsedale~~
5. Dvork, Joseph, Jr., Salesman, Belforest
- ~~6. Dyer, Ted, Mechanic, Fairhope~~
- ~~7. Ellison, W. V., Farmer, Robertsedale~~
8. Fackler, Paul W., Mechanic, Loxley
9. Frank, George, Farmer, Elberta
10. Gibbs, Floyd, Grocery Store, Bay Minette
- ~~11. Godwin, Dewey C., Mechanic, Bay Minette~~
- ~~12. Good, John, Jr., Farmer, Elberta~~
13. Hawkins, Ernest B., Public Accountant, Foley
- ~~14. Hodges, Willie Lee, Sawmill, Bay Minette~~
- ~~15. Hoffman, Winfred C., Gov't Emp., Bay Minette~~
- ~~16. Kelly, W. Marvin, Bank, Bay Minette~~
- ~~17. King, Vernon, Farmer, Robertsedale~~
18. Lager, J. E., Salesman, Foley
19. Lehman, Harold, Farmer, Summerdale
- ~~20. Lindsey, Walter M., Abstractor, Bay Minette~~
- ~~21. Lipscomb, Wilmer, Farmer, Magnolia Springs~~
- ~~22. Manning, Wesley W., Civil Service, Foley~~
- ~~23. Meszatos, Michael A., Retired, Elberta~~
- ~~24. Morse, Wilson W., Civil Service, Foley~~
- ~~25. Oswell, Charles, Timber & Oil, Spanish Fort Daphne~~
- ~~26. Palmer, James J., Farmer, Robertsedale~~
27. Peterson, Morris Sidney, Farmer, Gateswood
- ~~28. Roberts, Howard, Civil Service, Stapleton~~
29. Salac, Tommy, Farmer, Robertsedale
- ~~30. Schroeder, Walter, Painter, Elberta~~
- ~~31. Smith, Orrie, Sr., Brookley Field, Daphne~~
- ~~32. Steele, Clyde Madison, Merchant, Bay Minette~~
- ~~33. Stephens, W. Henry, Millman, Stockton~~
- ~~34. Suruant, Ray H., Civil Service, Lillian~~
- ~~35. Trawick, Emma D., Stapleton~~
- ~~36. Williamson, Huston, Civil Service, Elberta~~
37. Wright, Justice D., Forester, Stapleton
38. Capps, Curtis, Merchant, Bay Minette
- ~~39. Brantley, Emory, Contractor, Bay Minette~~
40. Dean, Earl, Newport, Rabon Rt., Bay Minette
- ~~41. Powell, Burley, Laborer, Bay Minette~~

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