

DANIEL W. BARTLETT

Plaintiff

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

VS.

PERCY LEE MELTON

Defendant

CASE NO.

1913

COUNT ONE

Plaintiff claims of the defendant Fifty Thousand Dollars (\$50,000.00) damages, for that on to-wit: the 19th day of May, 1967, at to-wit: Loxley, Baldwin County, Alabama on Highway 90, a public road in the County of Baldwin, State of Alabama, the defendant negligently ran into upon and against the automobile in which the plaintiff's wife was a passenger and as a proximate result of said negligence the plaintiff's wife was caused injury suffering bruises, contusions and abrasions about her body.

Plaintiff has been caused to expend monies for doctors and medical bills, and ambulance services and drugs and plaintiff's wife was caused much pain and suffering and much anxiety.

Plaintiff lost the consortium and services of his wife for all of which he claims as damages, hence this suit.

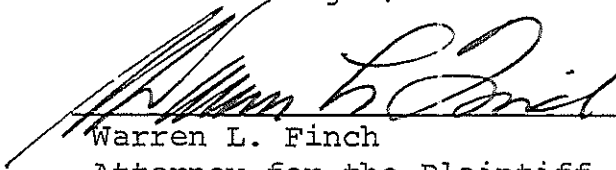
COUNT TWO

Plaintiff claims of the defendant Fifty Thousand Dollars (\$50,000.00) damages, for that on to-wit: the 19th day of May, 1967, at to-wit: Loxley, Baldwin County, Alabama on Highway 90, a public road in the County of Baldwin, State of Alabama, the defendant wantonly ran into, upon and against the automobile in which the plaintiff's wife was a passenger

and as a proximate result of said willfulness the plaintiff's wife was caused injury suffering bruises, contusions and abrasions about her body.

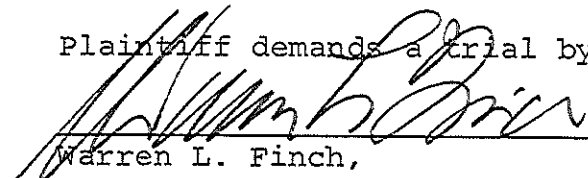
Plaintiff has been caused to expend monies for doctors and medical bills, and ambulance services and drugs and plaintiff's wife was caused much pain and suffering and much anxiety.

Plaintiff lost the consortium and services of his wife for all of which he claims as damages, hence this suit.

  
Warren L. Finch  
Attorney for the Plaintiff

Defendant's address is:  
Rt. 2 Box 222  
Bogalusa, Louisiana

Plaintiff demands a trial by jury.

  
Warren L. Finch,  
Attorney for Plaintiff

**FILED**

DEC 14 1967

**ALICE J. DUCK**

CLERK  
REGISTER

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA  
Baldwin County

Circuit Court, Baldwin County

No. 7913

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon .....Percy Lee Melton

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.....

Percy Lee Melton

....., Defendant.....

by .....Daniel W. Bartlett

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

Witness my hand this.....14th.....day of.....December.....19. 67.

*Alice J. Duck* Clerk

4:3-6-68

VOL

63 PAGE 409

No. 7913

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

DANIEL W. BARTLETT

Plaintiffs

vs.

PERCY LEE MELTON

Defendants

SUMMONS AND COMPLAINT

Filed Dec. 14, 1968

Alice L. Duck Clerk

Warren L. Finch

Plaintiff's Attorney

Defendant's Attorney

1800

RECEIVED IN OFFICE

Defendant lives at  
MAR 3 1968

M. S. BUTLER, Sheriff

Received In Office

MAR 4 1968

TAYLOR WILKINS

Sheriff

I have executed this summons

this 19

by leaving a copy with

Executed by serving 3 copies of

the within on Mable Cline, Jr.

Secretary of State of the State of

Alabama.

This the 4th day of March 1968

Sheriff of Montgomery County

M. S. Butler,

By W. L. Mason, D. S.

M. S. Butler, Sheriff of Montgomery

County, Alabama, Claim \$1.50 each for

serving process(es) and \$1.00

travel expense on each of Sheriff

process(es) of a total of \$2.50 Deputy Sheriff

W. L. Mason Deputy Sheriff

SEAL, LEE, FENDLASON & BRANCH

ATTORNEYS AND COUNSELLORS AT LAW

WELTON O. SEAL  
DONALD H. LEE  
DONALD M. FENDLASON  
DALE E. BRANCH

319 MEMPHIS STREET  
BOGALUSA, LOUISIANA  
70427

AREA CODE 504  
732-4258

October 16, 1969

Clerk, Circuit Court  
Baldwin County  
Mobile, Alabama

Re: Daniel Bartlett  
Versus  
Percy Lee Melton  
Case No. 7913

Dear Sir:

Please find enclosed original and copy of answer in the above named and styled suit. Please file this answer and return to us the certified copy showing the filing data thereon.

✓ We further request that you notify Mr. Percy Lee Melton, Route 1, Box 149, Bogalusa, Louisiana, and us, of any trial or hearing on this matter.

Should you have any costs, please bill us.

We have already mailed a copy of this answer to Attorney Warren L. Finch, P. O. Box 4453, Mobile, Alabama.

Cordially,

SEAL, LEE, FENDLASON & BRANCH

BY:

  
Donald H. Lee

DHL:fc  
Enclosures

*Please mail Certified Copy*

DANIEL W. BARTLETT

IN THE CIRCUIT COURT OF

Plaintiff

VERSUS

BALDWIN COUNTY, ALABAMA

PERCY LEE MELTON

Defendant

CASE NO. 7913

A N S W E R

NOW into Court appearing in his own proper person comes PERCY LEE MELTON, for answer to the allegations of plaintiff's petition and claim as follows, to-wit:

I.

Respondent, Percy Lee Melton, denies the allegations of Count One of plaintiff's petition.

II.

Respondent, Percy Lee Melton, denies the allegations of Count Two of plaintiff's petition.

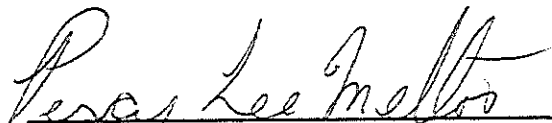
AND NOW FURTHER ANSWERING:

SEAL, LEE, FENDLASON  
AND BRANCH  
Attorneys At Law  
319 Memphis Street  
Bogalusa, Louisiana

III.

Respondent, Percy Lee Melton, shows that he filed a petition for voluntary bankruptcy in the United States District Court, Eastern District of Louisiana, on July 29, 1969, in the matter entitled "Percy Lee Melton, Docket No. 69-1319" and listed plaintiff's claim on Schedule A-3, Item 4; respondent further shows that he was subsequently discharged and that this claim is now barred, and accordingly respondent urges the special defense of bankruptcy.

WHEREFORE, respondent prays that this answer be deemed sufficient and that after all due delays elapse and due proceedings had, there be judgment herein in favor of respondent, Percy Lee Melton, rejecting the demands of plaintiff at his cost.

  
Percy Lee Melton

**FILED**

OCT 23 1969

**ALICE J. DUCK** CLERK  
REGISTER

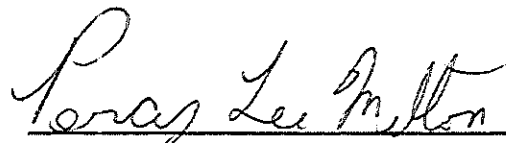
SEAL, LEE, FENDLASON  
AND BRANCH  
Attorneys At Law  
319 Memphis Street  
Bogalusa, Louisiana

STATE OF LOUISIANA

PARISH OF WASHINGTON

BEFORE ME, the undersigned authority, personally came and appeared PERCY LEE MELTON, who, after being duly sworn, did depose and state:

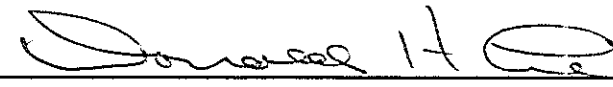
That he is the respondent in the above and foregoing answer; that he has read same and knows the contents thereof, and that all facts and allegations contained therein are true and correct.

  
Percy Lee Melton

Sworn to and subscribed before me  
this the 16th day of October, 1969.

**FILED**

OCT 23 1969

  
Donald H. Lee, NOTARY PUBLIC

**ALICE J. DUCK** CLERK  
REGISTER

My commission expires at my death.

SEAL, LEE, FENDLASON  
AND BRANCH  
Attorneys At Law  
319 Memphis Street  
Bogalusa, Louisiana



C E R T I F I C A T E

I hereby certify that I have mailed a copy  
of the above and foregoing answer to Mr. Warren L. Finch,  
Attorney at Law, P. O. Box 4453, Mobile, Alabama, Attorney  
for Plaintiff, by placing a copy of same in the United States  
Mail, postage pre-paid.

Bogalusa, Louisiana, October 16, 1969.

  
Percy Lee Melton

SEAL, LEE, FENDLASON & BRANCH  
ATTORNEYS AND COUNSELLORS AT LAW

319 MEMPHIS STREET  
BOGALUSA, LOUISIANA  
70427

AREA CODE 504  
732-4258

WELTON O. SEAL  
DONALD H. LEE  
DONALD M. FENDLASON  
DALE E. BRANCH  
RICHARD W. BROWN

July 13, 1970

Mrs. Alice J. Duck  
Register - Circuit Court  
Baldwin County  
Bay Minette, Alabama

RE: Daniel W. Bartlett  
Vs. Nos. 7913 and 7914  
Percy Lee Melton  
and  
Jeanell C. Bartlett  
Vs. No. 7915  
Percy Lee Melton

Dear Mrs. Duck:

On Wednesday, March 11, 1970, Judge Mashburn dismissed these three suits for "want of prosecution".

Please have Judge Mashburn sign the enclosed judgment and return copies to me showing the filing data thereon.

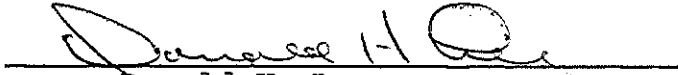
I would also appreciate you forwarding to me a letter showing that no other suits have been filed since these suits have been dismissed.

Should you have any costs, please bill me.

Cordially,

SEAL, LEE, FENDLASON & BRANCH

BY:

  
Donald H. Lee

DHL:db

Enclosure

DANIEL W. BARTLETT

IN THE CIRCUIT COURT OF

Plaintiff

VERSUS

BALDWIN COUNTY, ALABAMA

PERCY LEE MELTON

Defendant

CASE NO. 7913

JUDGMENT DISMISSING SUIT

This matter came on for trial pursuant to  
previous assignment:

PRESENT: Daniel W. Bartlett, Plaintiff,  
failing to appear, either  
personally or through his  
attorney, and,

Percy Lee Melton, individually  
and through his attorney,  
Donald H. Lee.

The Court after calling the case for trial on  
three consecutive occasions and Plaintiff failing to appear  
or give any lawful cause why the matter was not to be heard,

IT IS ORDERED that this cause be dismissed for  
Order of Prosecution and at Plaintiff's cost.

JUDGMENT RENDERED March 11, 1970.

JUDGMENT READ AND SIGNED this the 17<sup>th</sup> day of

July, 1970.

Jeffrey J. Mashburn  
J U D G E

extra

DANIEL W. BARTLETT

IN THE CIRCUIT COURT OF

Plaintiff

BALDWIN COUNTY, ALABAMA

VS.

PERCY LEE WELTON

Defendant

CASE NO.

2913

COUNT ONE

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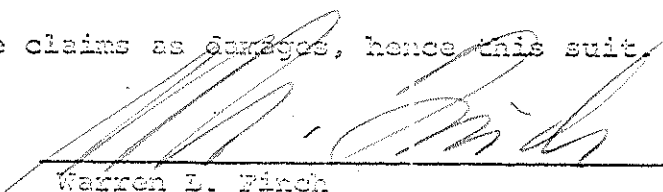
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---

Warren L. Finch  
Attorney for the Plaintiff

Defendant's address is:  
Rt. 2 Box 222  
Bogalusa, Louisiana

FILED

DEC 14 1968

ALICE J. LUCK CLERK  
RECOR

DANIEL W. BARTLETT

Plaintiff

VS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

PERCY LEE MELTON

Defendant

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

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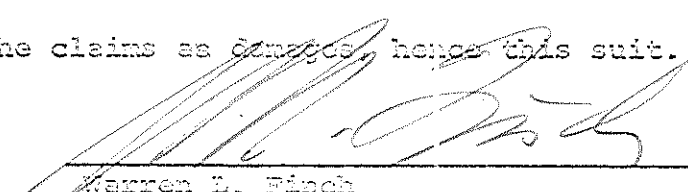
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---

Warren L. Finch  
Attorney for the Plaintiff

Defendant's address is:  
Rt. 2 Box 222  
Bogalusa, Louisiana

FILED

DEC 14 1951

ALB J. LEEY CLERK  
RECORDS

MAILING ADDRESS  
P. O. BOX 4453  
CAROLINE AVE. STATION  
MOBILE, ALABAMA 36604

TELEPHONE  
436-2220

WARREN L. FINCH

*Lawyer*

963 OLD SHELL ROAD  
MOBILE, ALABAMA 36604

January 23, 1969

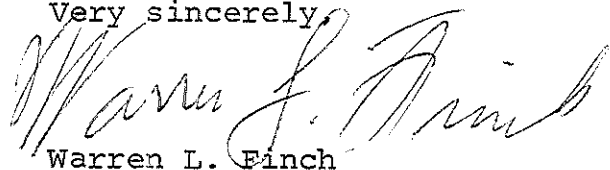
Mrs. Alice Duck  
Circuit Court  
Baldwin County Courthouse Building  
Bay Minette, Alabama

RE: Bartlett vs. Melton  
Case Nos. 7913, 7914 & 7915

Dear Mrs. Duck:

Would you please contact the Secretary of State and see if we can get service on these three suits on the defendant at Route 2, Box 222, Bogalusa, Louisiana.

Very sincerely,

A handwritten signature in cursive script, appearing to read "Warren L. Finch".

Warren L. Finch

WLF/cs





MABEL AMOS  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY, ALABAMA 36104  
April 1, 1968

Honorable Warren L. Finch  
963 Old Shell Road  
Mobile, Alabama 36604

Dear Mr. Finch:

DANIEL W. BARTLETT, Plaintiff VS  
Re: PERCY LEE MELTON, Defendant

Please refer to your file in the above-styled cause and be advised that on March 6, 1968, I sent by certified mail return receipt requested, deliver to addressee only, my notice, with copy of Summons and Complaint attached, to:

Percy Lee Melton  
Route 2, Box 222  
Bogalusa, Louisiana 70427

On April 1, 1968, this letter (Certified No. 51438) was returned to me with reason for non-delivery given as "UNCLAIMED".

If you would like to further pursue service on this defendant, according to the provisions of Title 7, Section 199, an additional \$2 deposit will enable me to attempt personal service by local law enforcement officers.

Will you please advise me as to any further steps you wish me to take in perfecting this service.

Very truly yours,

Mabel S. Amos  
Secretary of State

fc

CC: Honorable Alice J. Duck, Clerk  
✓ Circuit Court of Baldwin County  
Bay Minette, Alabama 36507



MABEL AMOS  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY, ALABAMA 36104  
February 25, 1969

Honorable Warren L. Finch  
P. O. Box 4453  
Mobile, Alabama 36604

Dear Mr. Finch:

Re: DANIEL W. BARTILETT, Plaintiff VS  
PERCY LEE MELTON, Defendant

Please refer to your file in the above-styled cause and be advised that on January 30, 1969, I sent by certified mail, return receipt requested, deliver to addressee only, my notice, with copy of Summons and Complaint attached, to:

Percy Lee Melton  
Route 2, Box 222  
Bogalusa, La.

On February 24, 1969, this letter (Certified No. 53788) was returned to me with reason for non-delivery given as "UNCLAIMED".

If you would like to further pursue service on this defendant, according to the provisions of Title 7, Section 199, an additional \$2 deposit will enable me to attempt personal service by local law enforcement officers.

Will you please advise me as to any further steps you wish me to take in perfecting this service.

Yours very truly,

Mabel Amos  
Secretary of State

fc

cc: Honorable Alice J. Duck, Clerk  
✓ Circuit Court of Baldwin County  
Bay Minette, Alabama 36507



MABEL AMOS  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE

MONTGOMERY, ALABAMA 36104

March 3, 1969

To the Honorable Sheriff  
Washington County  
Franklinton, Louisiana 70438

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Dear Sir:

Re: JEANELLE C. BARTLETT, Plaintiff VS  
PERCY LEE MELTON, Defendant

Enclosed is my notice, together with copies of summons and complaint in duplicate in suit against Percy Lee Melton now pending in the Circuit Court of Baldwin County, Alabama.

Title 7, Section 199 of the 1940 Code of Alabama provides, among other things, that service of process may be had by a Sheriff, Deputy Sheriff, Marshal or Deputy Marshal or any other duly constituted public official within the jurisdiction of the defendant's residence. This statute further provides a fee of \$2 for each service by said official. I am enclosing a check in the amount of \$2 forwarded to me by the attorney for the plaintiff. If there are any additional charges by you, you will please contact said attorney, who will give same his prompt attention.

I attempted service upon the said defendant at the address given, by certified mail, return receipt requested, deliver to addressee only; but said letter was returned, marked "UNCLAIMED".

I shall greatly appreciate your efforts to complete this service upon the said defendant by serving upon him the original notice with the copy of the summons and complaint attached and making your return on the copy to the Clerk of the Court, who is named below.

Yours very truly,

Mabel S. Amos  
Secretary of State

fc  
Enclosures

CC: Honorable Warren L. Finch  
P. O. Box 4453  
Mobile, Alabama 36604

NOTE: ONE \$6.00 TO COVER THREE  
(3) SERVICES.

✓ Honorable Alice J. Duck, Clerk  
Circuit Court of Baldwin County  
Bay Minette, Alabama 36507



MABEL AMOS  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY, ALABAMA 36104  
March 3, 1969

To the Honorable Sheriff  
Washington County  
Franklinton, Louisiana 70438

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

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fc  
Enclosures

CC: Honorable Warren L. Finch  
P. O. Box 4453  
Mobile, Alabama 36604

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✓ Honorable Alice J. Duck, Clerk  
Circuit Court of Baldwin County  
Bay Minette, Alabama 36507



MABEL AMOS  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE

MONTGOMERY, ALABAMA 36104

March 3, 1969

To the Honorable Sheriff  
Washington County  
Franklinton, Louisiana 70438

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Dear Sir:

Re: DANIEL W. BARTLETT, Plaintiff VS  
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Enclosures

Mabel S. Amos  
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CC: Honorable Warren L. Finch  
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Mobile, Alabama 36604

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THREE (3) SERVICES.

✓ Honorable Alice J. Duck, Clerk  
Circuit Court of Baldwin County  
RMMXX Bay Minette, Alabama 36507



MABEL AMOS  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY, ALABAMA 36104  
March 12, 1969

Honorable George Broome, Sheriff  
St. Tammany Parish  
Covington, Louisiana 70433

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Dear Mr. Broome:

Re: DANIEL W. BARTLETT, Plaintiff VS  
PERCY LEE MELTON, Defendant

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Enclosures

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Secretary of State

CC: Honorable Warren L. Finch  
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Mobile, Alabama 36604

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THREE (3) SERVICES.

✓ Honorable Alice J. Duck, Clerk  
Circuit Court of Baldwin County  
Bay Minette, Alabama 36507



MABEL AMOS  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY, ALABAMA 36104  
March 12, 1969

Honorable George Broome, Sheriff  
St. Tammany Parish  
Covington, Louisiana 70433

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Bay Minette, Alabama 36507



MABEL AMOS  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
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PERCY LEE MELTON, Defendant

Enclosed is my notice, together with copies of summons and complaint in duplicate in suit against Percy Lee Melton now pending in the Circuit Court of Baldwin County, Alabama.

Title 7, Section 199 of the 1940 Code of Alabama provides, among other things, that service of process may be had by a Sheriff, Deputy Sheriff, Marshal or Deputy Marshal or any other duly constituted public official within the jurisdiction of the defendant's residence. This statute further provides a fee of \$2 for each service by said official. I am enclosing a check in the amount of \$2 forwarded to me by the attorney for the plaintiff. If there are any additional charges by you, you will please contact said attorney, who will give same his prompt attention.

I attempted service upon the said defendant at the address given, by certified mail, return receipt requested, deliver to addressee only; but said letter was returned, marked "UNCLAIMED".

I shall greatly appreciate your efforts to complete this service upon the said defendant by serving upon him the original notice with the copy of the summons and complaint attached and making your return on the copy to the Clerk of the Court, who is named below.

Yours very truly,

fc  
Enclosures

Mabel S. Amos  
Secretary of State

CC: Honorable Warren L. Finch  
P. O. Box 4453  
Mobile, Alabama 36604

NOTE: ONE \$6.00 CHECK TO COVER  
THREE (3) SERVICES.

✓ Honorable Alice J. Duck, Clerk  
Circuit Court of Baldwin County  
Bay Minette, Alabama 36507



# WILLIE J. BLAIR

SHERIFF AND EX-OFFICIO TAX COLLECTOR  
WASHINGTON PARISH

FRANKLINTON, LOUISIANA 70438

March 7, 1969

Secretary of State  
Montgomery, Alabama

Gentlemen:

We are returning papers to be served on Percy Lee Melton.

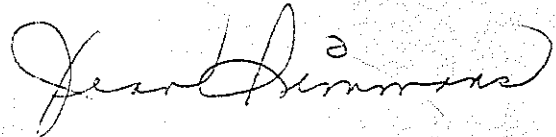
Defendant lives in St. Tammany Parish. You should mail the papers to Mr. George Broome, Sheriff of St. Tammany Parish, Covington, Louisiana.

70433

Yours very truly,

WILLIE J. BLAIR, SHERIFF

BY:



Deputy

