

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 Ned Ephriam 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 J. L. Watson.

Witness my hand this 13 day of January, 1966.

Alice J. Luck
Clerk

J. L. WATSON,

X

Plaintiff,

X

IN THE CIRCUIT COURT OF

vs.

X

BALDWIN COUNTY, ALABAMA

NED EPHRIAM,

X

LAW SIDE

Defendant.

X

6822

The Plaintiff claims of the Defendant the sum of One Thousand Six Hundred Twenty-seven Dollars and Thirty cents (\$1,627.30) as damages for that on, to-wit: January 19, 1965, at a point on U. S. Highway 31 .6 of a mile Northeast of the intersection of U. S. Highway 31 and Baldwin County Highway 112, in Baldwin County, Alabama, the Defendant negligently drove a motor vehicle into or against a motor vehicle in which the Plaintiff was riding as a passenger and as a proximate result and consequence of the negligence of such Defendant the Plaintiff was injured in this: his neck was fractured, he was bruised and lacerated, he was

required to wear a neck brace, he incurred large medical and hospital expenses, he suffered severe pain and he lost time from his employment, all to the damage of the Plaintiff in the sum above mentioned, hence this suit.

Shannon, Stone & Shannon
Attorneys for Plaintiff

Defendant's address is General Delivery, Atmore, Alabama.

FILED
JAN 18 1966
ALICE A. DUCK, CLERK
REGISTER

RECEIVED

JAN 13 1966

JAYLOR WILKINS
SHERIFF

Executed 2-2-66
By serving a copy
on Ned Ephriam

DeByrne
Sheriff/Seco.

By Keller (Deputy)

53

We the jury find
for the Plaintiff
and assess the
damages at \$1627.30

James Kane
Foreman

6822

J. L. WATSON,
Plaintiff,

VS.

NED EPHRIAM,
Defendant.

Ephriam

SUMMONS AND COMPLAINT

FILED

JAN 13 1966

ALICE I. HILL, CLERK
DEPUTY SHERIFF

THE STATE OF ALABAMA
ESCAMBIA COUNTY

No 1621

-----DIV.
Case No.-----IN THE Circuit COURT OF
ESCAMBIA COUNTY, ALABAMAJ. L. Watson
vs.
Red EphraimBefore me-----J. F. Vickery-----Clerk of the Circuit Court of
Escambia County, Alabama, personally appeared-----G. S. Byrne-----, who being duly sworn deposes
and says, I am the Sheriff of Escambia County, Alabama, in the case ofJ. L. Watson
vs.
Red Ephraim
in the above mentioned court, in the execution of the Summons & Complaintin the above mentioned case, I or one of my duly authorized deputies traveled 64 miles
by the most direct route from Brewton to Atmore, Ala.
and return and am entitled to mileage at ten cents per mile, to be taxed as cost in the case.Sworn and subscribed to before me this 3rd day of February, 1966,
-----Clerk of the-----Court

Disp. of Case-----

After considering the affidavit made by the sheriff in the above mentioned case, I as trial judge of
said court do hereby approve the claim for mileage in the sum of-----

J. L. WATSON,

PLAINTIFF

VS

NED EPHRIAM,

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE

NO. 6822

Comes the defendant, Ned Ephriam, in the foregoing styled cause and demur to the complaint heretofore filed in said cause and to each and every count thereof, separately and severally the following:

1. Said complaint fails to state a cause of action.
2. The allegations of said complaint are so vague, indefinite and uncertain that they fail to properly apprise this defendant of the cause of action he is called upon to defend.
3. The averments of said complaint state mere conclusions of the pleader.
4. The averments of said complaint state mere conclusions of law.
5. The averments of negligence set forth in said complaint state mere conclusions of the pleader with no facts alleged in support thereof.
6. Said complaint fails to state or aver facts which show the right of plaintiff to recover the damages claimed.
7. The allegations of said complaint are insufficient to show that the plaintiff's injuries were the proximate result or consequence of the negligence of this defendant.
8. Facts alleged in said complaint are insufficient to show any duty owing by this defendant to the plaintiff, or the breach of any such duty by this defendant at the time and place complained of.
9. The allegations of said complaint are insufficient to show that the plaintiff's alleged injuries were the proximate result or consequence of the breach of any duty owing by this defendant to the said plaintiff at the time and place complained.
10. The allegations of said complaint are insufficient to show that this defendant owed the plaintiff any duty at the time and place of the accident complained of and negligently breached the same, thereby proximately causing his injuries.
11. The allegations of said complaint are insufficient to show any causal connection between this defendant's alleged negligence and the injuries of said plaintiff.
12. The quo modo of this defendant's alleged negligence is insufficiently set forth and states a mere conclusion of the pleader.

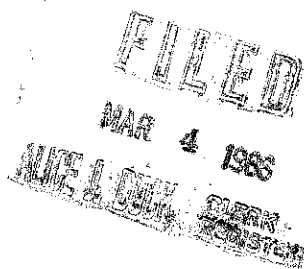
Mary Thompson White
MARY THOMPSON WHITE, ATTORNEY FOR DEFENDANT

The Defendant demands a ^{jury} trial of the issues involved in this cause.

Mary Thompson White
Attorney for Defendant

I, Mary Thompson White, attorney for the above defendant, hereby certify that I have this the 3rd day of March, 1966, served a copy of the foregoing demurrer on the Honorable John Chasen, Chason, Stone and Chasen, Attorneys for Plaintiff, by mailing a copy of same to him by United States mail, postage prepaid, addressed to him at his business address in Bay Minette, Alabama.

Mary Thompson White
Attorney for Defendant



J. L. WATSON

PLAINTIFF

VS

NED EPHRIAM

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE

NO. 6822

Comes the Defendant, Ned Ephriam, in the above styled cause and for answer to the complaint, and to each and every phase thereof separately, and severally, says:

1.

Not Guilty.

Mary Thompson White
Attorney for the Defendant

Filed: June 17, 1966.

J. J. Massie
Judge

1627.30

MARY THOMPSON WHITE

Attorney-At-Law

ATMORE, ALABAMA 36502

Phone 368-4501

March 3, 1966

Honorable Alice J. Duck,
Circuit Clerk & Register,
Baldwin County,
Bay Minette, Alabama.

Dear Mrs. Duck:

Re: J. L. Watson vs
Ned Ephriam No. 6822

Please file the attached demurrer in the case of J. L. Watson
versus Ned Ephriam, case No. 6822, At Law.

Thanking you for your kindness, I am

Sincerely,

Mary Thompson White

MTW/s
Attached (1)

STATE OF ALABAMA

BALDWIN COUNTY

X
X
X

IN THE CIRCUIT COURT

LAW SIDE

6822 1/2 R

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETINGS:

WHEREAS, John Earle Chason, has made affidavit as required by law that J. L. Watson, on the 30th day of December, 1966, in the Circuit Court of Baldwin County, Alabama, recovered a judgment against Ned Ephriam for the sum of One Thousand Six Hundred Eighty-five Dollars and Forty-five Cents (\$1,685.45) and costs of suit and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that The Alabama Dry Docks and Ship Building Company, Inc., a corporation, has or is believed to have in its possession or under its control money or effects belonging to the Defendant, or that it is or is believed to be indebted to the Defendant, or to be liable to the Defendant on a contract for the delivery of personal property or on a contract for the payment of money which may be discharged by the delivery of personal property, or which is payable in personal property.

These are, therefore, to command you, that you summon The Alabama Dry Docks and Ship Building Company, Inc., a corporation, to be and appear before the Circuit Court of Baldwin County, Alabama, within thirty days from the service of this Writ of Garnishment, then and there to answer on oath, whether at the time of service of this Writ, or at the time of making its answer, it has in its possession or under its control, any money or effects belonging to the Defendant; and whether it is indebted to said Defendant, or is liable to him on any contract for the payment of money or the delivery of personal property or on a contract for the payment of money which may be discharged by the delivery of personal property, or which is payable in personal property.

WITNESS my hand and seal as Clerk of said Court on this
the 9 day of August, 1971.

Eunice B. Blackmon
Clerk

FILED

AUG 9 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

REC'D SHERIFF DEPT.
MOBILE COUNTY, ALA.
AUG 12 3 20 AM '71

BY

6822 1/2 A
Bullard
Birmingham

L. Watson
Neal Graham

Q16 x Mr. Dwyer PRC
serve A/c Dry Dock
Shipbuilding Co.

Received 13 Day of Aug 1971
and on 16 Day of Aug 1971
I served a copy of this within
on Alabama Dry Dock
by service on Mr. Dwyer PRC

RAY D. BRIDGES, Sheriff

By D. S.

AUG 11 1971

RECEIVED


J. E. Chason

6822 1/2 A

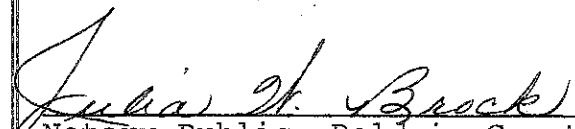
STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, in and for said County and State, personally appeared John Earle Chason, who being duly sworn, deposes and says that J. L. Watson, on the 30th day of December, 1966, in the Circuit Court of Baldwin County, Alabama, recovered a judgment against Ned Ephriam for the sum of One Thousand Six Hundred Eighty-five Dollars and Forty-five Cents (\$1,685.45) including the costs of Court, and that he believes that the process of garnishment is necessary to obtain satisfaction of said judgment, and that Alabama Dry Dock and Shipbuilding Company, Inc., has or is believed to have in its possession or under its control, money or effects belonging to the Defendant Ned Ephriam, or that it is or is believed to be indebted to the Defendant, Ned Ephriam, or to be liable to the Defendant Ned Ephriam, on a contract for the delivery of personal property or on a contract for the payment of money which may be discharged by the delivery of personal property, or which is payable in personal property.


John Earle Chason

Sworn to and subscribed before
me this 9th day ^{August} ~~July~~, 1971.


Notary Public, Baldwin County, Alabama

FILED

AUG 9 1971

EUNICE B. BLACKMON CIRCUIT CLERK

FILED

AUG 9 1971

EUNICE B. BLACKMON CIRCUIT CLERK

(VOL. 67 PAGE 896

J. L. WATSON,

Plaintiff,

vs.

NED EPHRIAM,

Defendant.

ALABAMA DRY DOCK AND
SHIPBUILDING COMPANY,
INC., A CORPORATION,

Garnishee.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 6822 ^{1/2} A

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETINGS:

You are hereby commanded to notify Ned Ephriam that on
the 9 day of ^{Aug}~~July~~, 1971, a Writ of Garnishment in the above
stated case was issued Alabama Dry Dock and Shipbuilding Company,
Inc., a corporation, as Garnishee.

And you will return this Writ according to law.

Witness my hand this 9 day of ^{Aug}~~July~~, 1971.

Eunice B. Blackmon
Clerk

FILED

AUG 9 1971

EUNICE B. BLACKMON
CIRCUIT
CLERK

VOL

67 PAGE 897

24.
8-30-71

883-8
68 2 2 1/2 A
Native Baldwin

J. L. Watson

vs.
Wad Ephraim

serve at Ala. Day
Dock & Shipbuilding Co

RETURNED 8-30-71
Not found in my County after dili-
gent search and inquiry.
RAY D. LINDGES Sheriff
By *[Signature]* D.S.

AUG 11 1971

TAKE

J. E. Chason

REC'D. SHERIFF DEPT.
MOBILE COUNTY, ALA.
AUG 12 9 28 AM '71

J. L. WATSON,

Plaintiff,

vs.

NED EPHRIAM,

Defendant.

ALABAMA DRY DOCK AND
SHIPBUILDING COMPANY,
INC., A CORPORATION,

Garnishee.

X

X

X

X

X

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 6822 1/2

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETINGS:

You are hereby commanded to notify Ned Ephriam that on
the 9 day of Aug, 1971, a Writ of Garnishment in the above
stated case was issued Alabama Dry Dock and Shipbuilding Company,
Inc., a corporation, as Garnishee.

And you will return this Writ according to law.

Witness my hand this 9 day of Aug, 1971.

Ernest D. Blackmon
Clerk

FILED

SEP 8 1971

STATE OF ALABAMA:
BALDWIN
COUNTY OF ~~MOBILE~~

LUNICE B. BLACKMON CIRCUIT CLERK

J.L. WATSON

PLAINTIFF

NED EPHRIAM

DEFENDANT

YOUR NUMBER

?

6822 1/2 A

VS:

ALABAMA DRY DOCK AND SHIPBUILDING COMPANY, Garnishees:

Before the CIRCUIT

Court of ~~MOBILE~~ in and for said County and State:
BALDWIN

✓ And now comes the Alabama Dry Dock and Shipbuilding Company, through and by

J. DIXON

its agent duly authorized by it to make

this answer, and for answer to the garnishment in this cause says:

✓ That at the service of this writ of garnishment and at the time of making its answer thereto, it is NOT indebted to said defendant in the sum of

✓ SEE NOTE BELOW

Dollars, (\$).

being wages, salary or compensation for personal service rendered by defendant, who is a resident of the State of Alabama, and that neither at the time of the service of said writ, nor at any time since has it been indebted to said defendant in any other and further sum; and that it will not be indebted in the future to said defendant by a contract now or previously existing; and that is not liable to said defendant by a contract now or previously existing for the delivery of personal property or for the payment of money which may be discharged by the delivery of personal property or which is payable in personal property; and that it has not now in its possession or under its control any money or effects belonging to said defendant, and that it has not had in its possession or under its control since the service of said writ any money belonging to said defendant; and that it does not know or believe that any other person is indebted to said defendant; and that it does not know or believe that any other person has effects of said defendant in his possession or under his control.

✓ NOTE: Our records show the above named defendant was Terminated 8-17-70.

✓ And having answered said Garnishment, prays to be hence dismissed with its reasonable costs in his behalf expended.

ALABAMA DRY DOCK AND SHIPBUILDING COMPANY

Subscribed and sworn to before me, this

By J. Dixon Agent

7th Day of Sept. 19 71

Refer to our number 5905

L.E. Davis
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

STATE OF ALABAMA	X	IN THE CIRCUIT COURT OF	
	X	BALDWIN COUNTY, ALABAMA	
BALDWIN COUNTY	X	LAW SIDE	NO. 6822 1/2

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETINGS:

WHEREAS, John Earle Chason has made affidavit as required by law that J. L. Watson recovered a judgment against Ned Ephriam for the sum of One Thousand Six Hundred Eighty-five Dollars and Forty-five Cents (\$1,685.45) including costs of Court and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that Alabama Dry Dock and Shipbuilding Company, Inc., a corporation, has or is believed to have in its possession or under its control money or effects belonging to the Defendant, Ned Ephriam, or that it is or is believed to be indebted to the Defendant, Ned Ephriam, or to be liable to the Defendant, Ned Ephriam, on a contract for the delivery of personal property or on a contract for the payment of money which may be discharged by the delivery of personal property, or which is payable in personal property.

These are, therefore, to command you, that you summon Alabama Dry Dock and Shipbuilding Company, Inc., a corporation, to be and appear before the Circuit Court of Baldwin County, Alabama, within thirty days from the service of this Writ of Garnishment, then and there to answer on oath, whether at the time of service of this Writ, or at the time of making its answer, it has in its possession or under its control, any money or effects belonging to the Defendant, Ned Ephriam; and whether it is indebted to said Defendant, or is liable to him on any contract for the payment of money or the delivery of personal property or on a contract for the payment of money which may be discharged by the delivery of personal property, or which is payable in personal property.

WITNESS my hand and seal as Clerk of said Court on the

29 day of July, 1970.

Alice J. Duck
Clerk

E4
8-3-70

RECEIVED

JUL 29 1970

TAYLOR WILKINS
SHERIFF

TAYLOR WILKINS SHERIFF OF BALDWIN
COUNTY, ALABAMA, CLAIM \$1.50 EACH
FOR SERVING PROCESS (SEE) AND
TRAVEL EXPENSE OF RETURN OF \$
PROCESSING CLAIM FOR \$

7/27 6822 1/2 8256

J. L. Watson
Plt

vs.

Red Ephraim
Deft

8-34 No. Rooney R. R.

Ala Dry Dock + Ship-
building Co. Inc.
Garnishee

Wait

EXECUTED

This 3 day of August, 1970

by serving a copy of the within on
Alabama Dry Dock + Shipbuilding Co.

by service on Rooney, R. R.
RAY D. BRIDGES, Sheriff

By C. J. Patrick D.S.

John C. Chason

J. L. WATSON,	X		
Plaintiff,	X		
	X	IN THE CIRCUIT COURT OF	
VS.	X		
	X		
NED EPHRIAM,	X	BALDWIN COUNTY, ALABAMA	
Defendant.	X		
	X	AT LAW	NO: 6822
ALABAMA DRY DOCK AND	X		
SHIPBUILDING COMPANY,	X		
INC., A Corporation,	X		
Garnishee.	X		

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETINGS:

You are hereby commanded to notify Ned Ephriam that on the 29 day of July, 1970, a Writ of Garnishment in the above stated case was issued Alabama Dry Dock and Shipbuilding Company, Inc., a corporation, as Garnishee.

And you will return this Writ according to law.

Witness my hand this 29 day of July, 1970.

Alice J. Week
Clerk

68221/2

D. L. Wilkins
Plt

Recd Exhns
Legt

8-3X

Notice to Legt

FILED

JUL 29 1970

ALICE L. WILKINS
EXECUTED
CLERK REGISTER

This 3 day of August, 1970,
by serving a copy of the within on

Wesley E. Wilkins

BY RAY D. BROWN
SHERIFF

D. L. Wilkins, Atty

RECEIVED

JUL 29 1970

TAYLOR WILKINS
SHERIFF


TAYLOR WILKINS, SHERIFF OF BALDWIN
COUNTY, ALABAMA, CLAIM \$1.50 EACH
FOR SERVING _____ (PROCESS) AND
TRAVEL EXPENSE ON EACH OF \$_____
PROCESSES/ OR A TOTAL OF \$_____

STATE OF ALABAMA

BALDWIN COUNTY

6822 1/2

Before me, the undersigned authority, in and for said County and State, personally appeared John Earle Chason, who being duly sworn, deposes and says that J. L. Watson, on the 30th day of December, 1966, in the Circuit Court of Baldwin County, Alabama, recovered a judgment against Ned Ephriam for the sum of One Thousand Six Hundred Eighty-five Dollars and Forty-five Cents (\$1,685.45) including the costs of Court, and that he believes that the process of garnishment is necessary to obtain satisfaction of said judgment, and that Alabama Dry Dock and Shipbuilding Company, Inc., has or is believed to have in its possession or under its control, money or effects belonging to the Defendant Ned Ephriam, or that it is or is believed to be indebted to the Defendant, Ned Ephriam, or to be liable to the Defendant, Ned Ephriam, on a contract for the delivery of personal property or on a contract for the payment of money which may be discharged by the delivery of personal property, or which is payable in personal property.


John Earle Chason

Sworn to and subscribed before
me this 29th day of July, 1970.


Notary Public, Baldwin County, Alabama

FILED

JUL 29 1970

ALICE J. DUCK CLERK
REGISTER

STATE OF ALABAMA:
BALDWIN
COUNTY OF ~~MOBILE~~

J.L. WATSON

PLAINTIFF

NED EPHRIAM

DEFENDANT

Your Number 6822 $\frac{1}{2}$

VS:

ALABAMA DRY DOCK AND SHIPBUILDING COMPANY, Garnishees:

Before the CIRCUIT

Court of ~~MOBILE~~ in and for said County and State:
BALDWIN

✓ And now comes the Alabama Dry Dock and Shipbuilding Company, through and by

J. DIXON

its agent duly authorized by it to make this answer, and for answer to the garnishment in this cause says:

✓ That at the service of this writ of garnishment and at the time of making its answer thereto, it is indebted to said defendant in the sum of

✓ THIRTY FIVE & 30/100 ----- Dollars, (\$ 35.30).

being wages, salary or compensation for personal service rendered by defendant, who is a resident of the State of Alabama, and that neither at the time of the service of said writ, nor at any time since has it been indebted to said defendant in any other and further sum; and that it will not be indebted in the future to said defendant by a contract now or previously existing; and that is not liable to said defendant by a contract now or previously existing for the delivery of personal property or for the payment of money which may be discharged by the delivery of personal property or which is payable in personal property; and that it has not now in its possession or under its control any money or effects belonging to said defendant, and that it has not had in its possession or under its control since the service of said writ any money belonging to said defendant; and that it does not know or believe that any other person is indebted to said defendant; and that it does not know or believe that any other person has effects of said defendant in his possession or under his control.

✓ NOTE: The above amount was collected before the defendant was Terminated August 17, 1970.

✓ And having answered said Garnishment, prays to be hence dismissed with its reasonable costs in his behalf expended.

ALABAMA DRY DOCK AND SHIPBUILDING COMPANY

By J. Dixon Agent

Refer to our number 5323

Subscribed and sworn to before me, this

31st Day of August 1970

J. E. Davis
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

FILED

SEP 2 1970

VOL

66 PAGE 154

ALICE J. DUCK

CLERK
REGISTER