

188

T.U. CRUMPTON,

Plaintiff,

vs

MOUNTAIN CITY MILL
COMPANY, a Corpora-
tion,

Defendant.

I
I
I IN CIRCUIT COURT OF
I BALDWIN COUNTY, ALABAMA.
I
I

COUNT ONE

The plaintiff claims of the defendant the sum of One Thousand (\$1,000.00) Dollars for that on to-wit the 8th day of August, 1935, the defendant by and through an employee or agent, who was then and there acting within the line and scope of his employment as such employee or agent, and who was then and there operating a truck on, over, along or upon a public highway in Baldwin County, Alabama, near the town of Loxley in said County, and that the defendant's agent or employee then and there so negligently operated said truck that he caused a collision or accident between said truck and the automobile owned and operated by the plaintiff, and as a proximate consequence of such negligence of the defendant, the plaintiff was thrown with great force against the steering wheel of his automobile in which he was then and there riding and as a proximate result thereof the plaintiff was injured, bruised and shaken up, and as a proximate result, also, of said collision so caused by the defendant as herein alleged, the automobile owned and operated by the plaintiff was greatly damaged in that said automobile was broken or bent and the frame was twisted, and as a result thereof the said automobile was caused to greatly depreciate in value and also the plaintiff suffered great mental and physical shock and pain.

Plaintiff alleges that as a proximate result of the defendant's negligence as herein alleged the damages were incurred as herein set forth; wherefore the plaintiff sues and claims damages in the amount aforesaid.

COUNT TWO

The plaintiff claims of the defendant the sum of One Thousand (\$1,000.00) Dollars for that on to-wit the 8th day of August, 1935, the defendant by and through an employee or agent, who was then and there acting within the line and scope of his employment as such employee or agent, and who was then and there operating a truck on, over, along or upon a public highway in Baldwin County, Alabama, near the town of Loxley in said County, and that the defendant's agent or employee then and there so wantonly and negligently operated said truck that he caused a collision or accident between said truck and the automobile owned and operated by the plaintiff, and as a proximate consequence of such wanton and negligent act of the defendant, the plaintiff was thrown with great force against the steering wheel of his automobile in which he was then and there riding and as a proximate result thereof the plaintiff was injured, bruised and shaken up, and as a proximate result, also, of said collision so caused by the defendant as herein alleged, the automobile owned and operated by the plaintiff was greatly damaged in that said automobile was broken or bent and the frame was twisted, and as a result thereof the said automobile was caused to greatly depreciate in value and also the plaintiff suffered great mental and physical pain and shock.

Plaintiff alleges that as a proximate result of the defendant's wanton and negligent act as herein alleged the damages were incurred as herein set forth; wherefore the plaintiff sues and claims damages in the amount aforesaid.

Beebe & Hall
Richard D. Hall

Plaintiff's Attorneys.

Plaintiff demands a Jury Trial.

Beebe & Hall
Richard D. Hall
Plaintiff's Attorneys.

49 Rec in office
693
8/29/35
RECORDED
W. W. Perkins
Sheriff

RECEIVED IN OFFICE
AUG 30 1935
Haygood Patterson, Sheriff

EXECUTED BY SERVING
a copy of the within on

D. W. Troy
Designated agent
for
Mountain City
Mill Co a Corp
8/30/35
Haygood Patterson
Wampold

civil 188 - June
IN CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA. 7-304
T.U. Crumpton,
Plaintiff,
vs
Mountain City Mill Company,
a Corporation,
Defendant.

COMPLAINT

Filed this 27 day Aug 1935
Robert S. Deane
Clerk-Register

Beebe & Hall, Bay Minette, Ala.
Gaillard & Gaillard,
Mobile, Alabama.

Handwritten notes and signatures on the reverse side of the document, including "Albion 7-304" and "Haygood Patterson".

Circuit Court, Baldwin County

PLAINTIFF

VS.

DEFENDANT

BILL OF COST

CLERK'S FEES		Dollars	Cts.	AMOUNT BROUGHT FORWARD		\$	Cts.
Issuing Summons and Complaint	\$1 25	1	25	Transcript to Supreme Court, 15c per hundred words			
Copies of same, when over 200 words, 15c per 100	30		30	Copies, 5c per hundred words			
Issuing Alias Summons and Complaint	1 25			Citation to Appellee in Appeal, 20c per hundred words			
Entering Sheriff's Return on Summons and Complaint	20		20	Certificate with Seal, 50c. Without Seal	25		
Docketing Cause 25c. Ent. Appearance, 20c	45		45	Witness Certificate	25		
Subpoena for Witness	30		30	Taking Bond Not Above Mentioned	75		
Making Certificate of Judgment	50		50	Entering Order of Court not above named	30		
Filing	10		10	Administering Oath	25		
Trial and Incidents	75		75	Taking Bond for Costs of Non-Resident Plaintiff	75		
Entering Judgment, or copy of same	30		30	Copy of any paper not above named, 15c per hundred words			
Order for Continuance	10		10	Filing Writ of Prohibition and Entering Return	15		
Issuing Execution	50		50	Issuing Writ of Prohibition	75		
Docketing Execution	25		25	Issuing copies of same, 15c per 100 words	15		
Issuing copy of same	50		50	Filing Mandamus and Entering Return	75		
Entering Sheriff's Return on Execution, 15c per hundred words	20		20	Issuing Writ of Mandamus	75		
Final Record, 15c per hundred words	30		30	Issuing copies of same, 15c per 100 words			
Order for Alias Summons and Complaint	30		30	Total Clerk's Fees			
Order to Dismiss Cause	30		30	SHERIFF'S FEES			
Order to Set Aside Dismissal	30		30	Serving and Returning Summons	\$1 50		
Order Overruling Motion to Set Aside Dismissal	75		75	Serving and Returning Subpoenas	65		
Order Granting New Trial	30		30	Collecting Execution for Costs	1 50		
Order Overruling Motion for New Trial	30		30	Serving and Returning Sci. Fa. Notice, etc.	65		
Order Overruling Motion for Continuance	30		30	Executing Writ of Possession	2 50		
Order Overruling Motion to Set Aside Default	30		30	Levy Attachment	3 00		
Order for Notice to Non-Resident Defendant	30		30	Entering and Returning Attachment	25		
Issuing Notice for Publication and Copy 20c per hundred words	30		30	Entering and Returning Execution	25		
Order to Give Security for Costs	30		30	Summoning and Returning Garnishee	1 50		
Order to Give Additional Bond	30		30	Taking and Approving Garnishee Bond	75		
Order to Execute Writ of Inquiry	30		30	Serving and Returning Writs	1 50		
Order of Sale in Attachment	30		30	Serving and Returning Summons on Forcible Entry	1 00		
Order for Leave to Amend Complaint	30		30	Executing Writ of Restitution in such cases	2 00		
Order for Leave to Amend Pleas	30		30	Taking and Approving Bonds of Every Kind	1 00		
Order for Leave to Amend Writ of Process	30		30	Taking and Approving Claim Bond	1 00		
Order for Attachment for Witness	30		30	Taking and Approving Forthcoming Bond	1 00		
Filing Deposition	10		10	Taking and Approving Bail Bond	1 00		
Issuing Commission to Take Deposition	75		75	Taking and Approving Plaintiff's Detinue Bond	1 00		
Issuing copy of same, per hundred words	15		15	Taking and Approving Defendant's Detinue Bond	1 00		
Issuing Copy of Interrogatories, 15c per hundred words, but not less than	50		50	Making Deed	2 50		
Endorsing each Pet. Deposition Opened	10		10	Serving Attachment for Contempt of Court	1 50		
Taking Bond in Garnishment on Summons	75		75	Collecting Money on Execution			
Summons to Garnishee	50		50	Empanelling Jury	75		
Copies of same, 20c per hundred words				Sheriff's Commission for Property Sold under Attachment			
Notice to Defendant in Garnishee on Summons, and copy, per hundred words	20		20	Seizing Personal Property on Writ of Detinue	3 00		
Swearing Garnishee and Recording Answer, 15c per hundred words, but not less than	50		50	Total Sheriff's Fees			
Filing Attachment	10		10	RECAPITULATION			
Issuing Attachment Writ and Taking Bond	1 00		1 00	Judgment			
Issuing Copies of Attachment Writ, 15c per hundred words				Interest			
Filing Certiorari and Entering Return	15		15	Clerk's Fees			
Taking Certiorari Bond and Filing Same	75		75	Sheriff's Fees			
Issuing Writ of Certiorari	75		75	Justice's Fees			
Issuing copies of same, 15c per 100 words				Constable's Fees			
Issuing Writ of Scieri Facias, or Notice in Nature of	75		75	Witnesses' Fees			
Issuing copies of same, 15c per 100 words	75		75	Commissioners' Fees			
Taking Supersedeas Bond and Filing same	75		75	Printer's Fees			
Taking Appeal Bond and Filing same	75		75	Stenographer's Fees	5 00		
				Answer of Garnishee	3 00		
				Trial Tax			
				Total			
TOTAL FORWARDED		3	70				

Received payment this..... day of 193.....

ATTEST

Clerk Circuit Court, Baldwin County, Ala.

Circuit Court, Baldwin County

No. 88

VS.

CIVIL COST BILL

Paid 10/4, 1935

R. S. D.

Clerk.

THE STATE OF ALABAMA,
Baldwin County.

No. 188

CIRCUIT COURT

August, 1935 193

To Any Sheriff of the State of Alabama :

You are hereby commanded to summon Mountain City Mill Company, a Corp.,

to appear and plead, answer or demur, within thirty day from the service hereof, to the Complaint filed in
the Circuit Court of Baldwin County, State of Alabama at Bay Minette, Ala., against Mountain City
Mill Company, a Corp., Defendant .. by T. U. Crumpton

Plaintiff ..

Witness my hand this 27th day of August 1935

Robert L. Davis Clerk.

COMPLAINT

Plaintiff versus

The Plaintiff claims of the Defendant

Dollars, due by

Plaintiff's Attorney.

No. 188

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

T. U. Crumpton,

PLAINTIFF

VS.

Mountain City Mill Company,

A corporation,

DEFENDANT

Summons and Complaint

Filed, August 27th, 1935 1935

_____, Clerk.

Defendant Lives at

Plaintiff's Attorney.

Defendant's Attorney

RECEIVED IN OFFICE

_____, 1935

_____, Sheriff

I have executed this Writ

this _____, 1935

by leaving a copy of the within Summons and
Complaint with

_____, Sheriff.

_____, Deputy Sheriff.