

The State of Alabama, }

Baldwin County.

572

CIRCUIT COURT AT BAY MINETTE, ALA.

Before me, Leslie Hall, at Notary Public, ixin and for said County, personally appeared Mardis Murphree, known to me,who, being duly sworn, on oath saith that this cause of action sounds in damages

merely; that he is father and next friend of Rhetis Murphree, the Plaintiff; that James Thompson is one of the Defendants in this cause; that said Defendant resides out of the State; that the Plaintiff elects not to give bond, as provided by Code (1923),
~~in the~~ section 6176; ~~which says~~

~~and that the Plaintiff is justly entitled to the following damages and discounts and that he said~~
 that the Plaintiff was injured on a "Chair Plane Ride" through the negligence of the Defendant; that the Plaintiff's injuries consist of, to-wit: contusions and lacerations of her legs; fracture of her right leg; bruises, cuts, and lacerations of her body, and other injuries; that she was made sick, sore, lame, nervous, and rendered in a shocked condition and suffered much mental and physical pain and anguish, disability, and loss of sleep, and that she was required to incur medical, X-Ray, and hospital expenses and all as a result of such negligence; for which Plaintiff claims Two Thousand Nine Hundred Ninety Nine and 99/100 Dollars (\$2999.99), as damages; and that this Attachment is not sued out for the purpose of vexing or harassing the Defendant, or other improper motive.

Mardis MurphreeSubscribed and sworn to before me this 29th day of February, 1940.Leslie Hall
Notary Public, Baldwin County, Ala.

RECORDED

No.

The State of Alabama,

Baldwin County.

CIRCUIT COURT

AT BAY MINETTE, ALA.

Rhetis Murphree, a minor,
and through her father, Mardis
Murphree, as her next friend,

Plaintiff,

TO

James Thompson, (et al.)

Defendant.

Attachment Bond and Affidavit

Filed this the 1st dayof March, 1940.R. S. Duck Clerk.Leslie Hall.

Attorney.

ATTACHMENT.

The State of Alabama, {
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Mardis Murphree

hath complained on oath to me, Judge of the Probate Court
~~ROBERT S. THOMPSON, Clerk of Baldwin County, Ala.~~
that JAMES THOMPSON

is justly indebted to the Plaintiff, RHETIS MURPHREE, a minor, suing by and
through her father, Mardis Murphree, as her next friend,

in the sum of Two Thousand Nine Hundred Ninety Nine and 99/100 Dollars, and
said Mardis Murphree that Defendant
is a non-resident of the State, and Plaintiff having made affidavit ~~and given bond~~
give bond, as provided by law, ~~in such cases, you are hereby commanded to attach so much of the estate of~~
~~XXXXXX~~ the said JAMES THOMPSON,

as will be of value sufficient to satisfy said debt and costs, according to the complaint; and such estate, so
attached unless replevied, so to secure, that the same may be liable to further proceedings thereon to be
had by the Circuit Court of Baldwin County, Ala., at a term thereof, to be held at the Court House of said
County, within thirty days from service hereof.
~~Monday, XX~~
next; when and where you must make known to said Court how you have executed this Writ.

WITNESS, my hand, this 1 day of March, A. D. 1940.

[Signature]
Judge of Probate, Baldwin County, Alabama. ~~XXXXXX~~

Received in Sheriff Office
this 1st day of March 1940

* W.R. Stuart Sheriff

Executed the within Attachment
this first day of March, 1940,
by levying on the following
described personal property,
~~xxxxxx~~ & taking same into my
possession:

One/Chair-o-plane, consisting
of:

- 1 ticket box office;
- 14 panels board fence;
- 1 electric switch box;
- 1 Model A Ford Motor, No.
A251740, including
all attached gears,
pulleys and belts, and
- 1 ~~xxx~~ storage battery;
- 1 Flasher sign with
light Bulbs;

located on lot of Cornelia
Hall, Bay Minette, Ala.,
and attached as the property
of James Thompson.

W.R. Stuart
Sheriff of Baldwin Co., Ala.
by M.B. Hamilton
Deputy Sheriff.

No. _____

ATTACHMENT

RHETIS MURPHREE, a minor,
suing by and through her
father, Mardis Murphree,
as her next friend,
Plaintiff,
Vs. { ATTACHMENT
JAMES THOMPSON,
Defendant.

Issued March 1, 1940.

MOORE PRINTING CO.,

The State of Alabama, }
BALDWIN COUNTY

CIRCUIT COURT. (LAW)

-Term, 1944.

No. 272 vs.

Thompson, et al

BILL OF COSTS

CLERK'S FEES:	AMOUNT
Fees in Circuit Court—	
Docketing Cause, One Fee only of.....	.25
Issuing Summ. and Complt., each.....	1.25
Issuing Alias or Branch Summons & Complaint, each	1.25
Making Copies Thereof, Minimum, each .....	.30
Making Copies Thereof, over 200 Words, per 100 words	.15
Entering Sheriff's Returns, each .....	.20
Entering Appearances, each .....	.20
Certifying Affidavits, each .....	.25
Issuing Attachments with Bond, each	1.00
Orders of Publication, each .....	.50
Copy of Same, each .....	.50
Issuing Summ. to Garnishee, each .....	.50
Copy of Same, Per 100 Words .....	.15
Swearing Garnishee, Etc., Per 100 words, .15, Minimum .....	.50
Release of Garnishee, each .....	.25
Issuing Scire Facias or Similar Notice, each .....	.75
Copies of Same, Per 100 Words.....	.15
Making Copy of Interrogatories, Per 100 Words, .15; Minimum .....	.50
Commission to Take Depositions, each .....	.75
Filing Depositions, Each Pkg., .....	.10
Endorsing Each Package of Depositions Opened ....	.10
Issuing Subpoenas, Each .....	.30
Issuing-Witness Certificates, each.....	.25
Entering Continuances, each .....	.10
Filing Papers, each .....	.10
Other Orders of Court, each .....	.30
Trial and Incidents .....	.75
Entering Judgment, each .....	.30
Complete Record, Per 100 Words .....	.15
Taking Bonds, each .....	.75
Certificate of Appeal .....	.25
Transcript to Supreme Court, Per 100 Words .....	.15
Additional Copies of Same, Per 100 Words .....	.05
Issuing Executions or Copy Thereof, each .....	.50
Entering Sheriff's Return, Per 100 Words, .15; Minimum .....	.20
Total Clerk's Fees	7 15
SHERIFF'S FEES:	
Serving and Returning Summons or Writ, each	1.50
Levying Attachment, each .....	.00
Entering and Returning Same, each .....	.25
Seizing Personal Property Under Writ of Detinue ..	3.00
Taking and Approving Bonds, each.....	1.00
Summoning Garnishee and Return, each	1.50
Serving and Returning Sci. Fa. or Notice, Each	1.50
Serving and Returning Subpoenas, each .....	.65
Serving Contempt Attachment, each	1.50
Impaneling Jury.....	.75
Collecting Execution for Costs Only, each.....	1.50
Coms. for Collecting Money on Executions	
Executing Writs of Possession, each.....	5.00
Making Deed to Real Estate Sold, each.	2.50
Total Sheriff's Fees	6 50

SUMMARY OF FEES, COSTS, AND JUDGMENT	AMOUNT
Fees and Costs in Circuit Court:	
Clerk's Fees	7 15
Ex-Clerk's Fees	6 50
Sheriff's Fees	
Ex-Sheriff's Fees	
Witness Fees	
Commissioner's Fees	
Garnishee's Fees	
Publisher's Fees	
Court Reporter's Fees, Per Day or fraction thereof	5.00
Trial Tax	3.00
Total	16 60
Fees and Costs in Inferior Court:	
Clerk of Inferior Court Fees	
Sheriff's Fees	
Justice of Peace Fees	
Constable's Fees	
Total	
Fees and Costs in Inferior Court	
Total Fees and Costs	
Judgment	
10 Per Cent Damages	
Interest	
Total Judgment	
Total Fees, Costs and Judgment	
Total	

Copy

SUMMONS

STATE OF ALABAMA :
BALDWIN COUNTY :

IN THE CIRCUIT COURT
LAW SIDE
Jury Docket, No. _____.

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:-

You are hereby commanded to summon HARRY THOMPSON, BOB KLINE, KLINE'S GREATER SHOWS, an unincorporated organization, and JAMES THOMPSON, to appear within thirty days from the service of this writ in the Circuit Court of Baldwin County, Alabama, at the place of holding the same, then and there to answer to the Complaint of RHETIS MURPHREE, a Minor, suing by and through her father, MARDIS MURPHREE, as her next friend.

Witness my hand this 18 day of March, 1940.

RS Nuck

Clerk of the Circuit Court,

by *JS Smith*
As deputy Clerk.

COMPLAINT

RHETIS MURPHREE, a Minor,
suing by and through her
father, MARDIS MURPHREE, as
her next friend,
Plaintiff,

vs.

HARRY THOMPSON, BOB KLINE,
KLINE'S GREATER SHOWS, an un-
incorporated organization, and
JAMES THOMPSON,
Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
AT LAW.

Count One

The Plaintiff claims of the Defendants the sum of TWO THOUSAND NINE HUNDRED NINETY NINE and 99/100 DOLLARS (\$2,999.99), as damages, for that, whereas, heretofore, on to-wit: the 24th day of February, 1940, about four o'clock in the afternoon, the Defendant, JAMES THOMPSON, acting by and through HARRY THOMPSON, BOB KLINE, and KLINE'S GREATER SHOWS, an unincorporated organization, as his agents, servants, or employees, who were then and there acting within the line and scope of their office, duty, or employment as such agents, servants, or employees, so negligently operated an amusement device known as a "Chair-o-Plane" at a place in the Town of Foley, Baldwin County, Alabama, adjoining a place of business known as Blue Heaven Service Station, that the Plaintiff, who was a patron on said amusement device at said time and place, was thrown on, into, or against an automobile truck parked near said device, and as a proximate result thereof, the Plaintiff was

seriously injured as follows, to-wit:

Her right leg was fractured; both legs were lacerated; she suffered contusions on both legs; she suffered bruises, cuts, and lacerations of her body; she was made sick, sore, lame, nervous, rendered in a shocked condition; she suffered much physical pain and mental anguish, disability, discomforture, and loss of sleep; and she suffered other injuries; and that she was required to undergo medical treatment, hospitalization, and X-Ray examinations, and expenses in connection therewith;

and the Plaintiff avers that her said injuries were proximately caused by the negligence of the Defendant, JAMES THOMPSON, acting ^{said} by and through his/agents, servants, or employees, who were then and there acting within the line and scope of their employment as such agents, servants, or employees of the Defendant, JAMES THOMPSON.

WHEREFORE, the Plaintiff sues.


LESLIE HALL, Attorney for the Plaintiff.

JURY DEMAND

The Plaintiff demands a trial of this cause by a Jury of her Peers.


LESLIE HALL, Attorney for the Plaintiff.

SUMMONS

STATE OF ALABAMA :
 :
BALDWIN COUNTY :

IN THE CIRCUIT COURT
LAW SIDE
Jury Docket, No. _____.

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:-

You are hereby commanded to summon HARRY THOMPSON, BOB KLINE, KLINE'S GREATER SHOWS, an unincorporated organization, and JAMES THOMPSON, to appear within thirty days from the service of this writ in the Circuit Court of Baldwin County, Alabama, at the place of holding the same, then and there to answer to the Complaint of RHETIS MURPHREE, a Minor, suing by and through her father, MARDIS MURPHREE, as her next friend.

Witness my hand this 10th day of March, 1940.

RS Duck
Clerk of the Circuit Court,

by DE Smith
As deputy Clerk.

COMPLAINT

RHETIS MURPHREE, a Minor,
suing by and through her
father, MARDIS MURPHREE, as
her next friend,
Plaintiff,

vs.

HARRY THOMPSON, BOB KLINE,
KLINE'S GREATER SHOWS, an un-
incorporated organization, and
JAMES THOMPSON,
Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
AT LAW.

Count One


The Plaintiff claims of the Defendants the sum of TWO THOUSAND NINE HUNDRED NINETY NINE and 99/100 DOLLARS (\$2,999.99), as damages, for that, whereas, heretofore, on to-wit: the 24th day of February, 1940, about four o'clock in the afternoon, the Defendant, JAMES THOMPSON, acting by and through HARRY THOMPSON, BOB KLINE, and KLINE'S GREATER SHOWS, an unincorporated organization, as his agents, servants, or employees, who were then and there acting within the line and scope of their office, duty, or employment as such agents, servants, or employees, so negligently operated an amusement device known as a "Chair-o-Plane" at a place in the Town of Foley, Baldwin County, Alabama, adjoining a place of business known as Blue Heaven Service Station, that the Plaintiff, who was a patron on said amusement device at said time and place, was thrown on, into, or against an automobile truck parked near said device, and as a proximate result thereof, the Plaintiff was

seriously injured as follows, to-wit:

Her right leg was fractured; both legs were lacerated; she suffered contusions on both legs; she suffered bruises, cuts, and lacerations of her body; she was made sick, sore, lame, nervous, rendered in a shocked condition; she suffered much physical pain and mental anguish, disability, discomforture, and loss of sleep; and she suffered other injuries; and that she was required to undergo medical treatment, hospitalization, and X-Ray examinations, and expenses in connection therewith;

and the Plaintiff avers that her said injuries were proximately caused by the negligence of the Defendant, JAMES THOMPSON, acting ^{said} by and through his/agents, servants, or employees, who were then and there acting within the line and scope of their employment as such agents, servants, or employees of the Defendant, JAMES THOMPSON.

WHEREFORE, the Plaintiff sues.


LESLIE HALL, Attorney for the Plaintiff.

JURY DEMAND

The Plaintiff demands a trial of this cause by a Jury of her Peers.


LESLIE HALL, Attorney for the Plaintiff.

RHETIS MURPHREE, a Minor,
suing by and through her
father, MARDIS MURPHREE,
as her next friend,
Plaintiff,

vs.

HARRY THOMPSON,
BOB KLINE,
KLINE'S GREATER SHOWS,
an unincorporated organi-
zation, and
JAMES THOMPSON,
Defendants.

SUMMONS AND COMPLAINT

Filed in office this

15th day of March, 1940.

R S Duck

Clerk,

by

W E Smith

As Deputy Clerk.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW.

LESLIE HALL
Attorney at Law

rec'd March 1, 1940
giving copy of within Summons and
Complaint on

Bob Kline, and
on Bob Kline, as
manager of Kline's Greater
Shows

W R. Shears Sheriff
By M. B. Hamilton Deputy Sheriff