

560

MRS. WILLY MAE HENDERSON,
Plaintiff,
VS.

ALBERT JOSEPH ALLEGRI,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW.

And now comes the Defendant, and for answer to the Plaintiff's complaint,
and to each count thereof, separately and severally, says:

1. That he is not guilty of the facts therein alleged.
2. That the facts therein alleged are untrue.

BEEBE & HALL,

By: Wm Hall
Attorneys for Defendant.

ANSWER:

MRS. WILLY MAE HENDERSON,

Plaintiff,

VS.

ALBERT JOSEPH ALLEGRI,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

Filed August 25, 1940
R. S. Muehler, Clerk

MRS. WILLY MAE HENDERSON,

Plaintiff,

VS.

ALBERT JOSEPH ALLEGRI,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

Now comes the Defendant and demurs to the Plaintiff's complaint and to each count thereof, separately and severally, and as ground for said demurrer says:

1. That said count does not state a cause of action.
2. For aught that appears the Plaintiff was guilty of negligence which proximately caused the injuries complained of.
3. That said count charges the act and not the injuries as being willful and wanton.

BEEBE & HALL,

By: [Signature]
Attorneys for Defendant.

Defendant demands a trial by Jury.

BEEBE & HALL,

By: [Signature]
Attorneys for Defendant.

RECORD

8-445-

DEAFERER:

MRS. WILLY MAE HENDERSON,
Plaintiff,

VS.

ALBERT JOSEPH ALLEGRI,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW.

*Filed March 4, 1940
R.S. Duck, Register - Clerk*

THE STATE OF ALABAMA,
Baldwin County.

No. 560 CIRCUIT COURT

February, 1940 193

To Any Sheriff of the State of Alabama :

You are hereby commanded to summon ALBERT JOSEPH ALLEGRI

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

ALBERT JOSEPH ALLEGRI

Defendant .. by

MRS. WILLY MAE HENDERSON

Plaintiff

Witness my hand this 5th day of February, 1940 193

R.S. Ditch Clerk.
By - [Signature]

COMPLAINT

Plaintiff versus

The Plaintiff claims of the Defendant

Dollars, due by

HOWELL S. JOHNSTON

Plaintiff's Attorney.

No. _____

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

PLAINTIFF

VS.

DEFENDANT

Summons and Complaint

Filed, _____ 193

_____, Clerk.

Defendant Lives at

Plaintiff's Attorney.

Defendant's Attorney

MOORE PRINTING CO., BAY MINETTE, ALA.

RECEIVED IN OFFICE

_____, 193

_____, Sheriff

I have executed this Writ

this _____, 193

by leaving a copy of the within Summons and Complaint with

_____, Sheriff,

_____, Deputy Sheriff,

STATE OF ALABAMA)
COUNTY OF BALDWIN)

MRS. WILLY MAE HENDERSON,)
PLAINTIFF.)

VS)

ALBERT JOSEPH ALLEGRI,)
DEFENDANT.)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NO.....

COMPLAINT

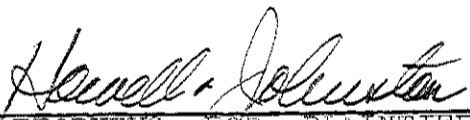
COUNT ONE-

The plaintiff claims of the defendant the sum of Five Thousand (\$5,000.00) Dollars as damages, for that heretofore, on to-wit, the 31st day of December, 1939, the defendant so negligently operated an automobile at or near the intersection of a public highway and U. S. Highway number 90, a public highway, said intersection being near the farm of Jason Malbis and approximately four and five tenths (4.5) miles east of the intersection of U. S. Highways number 90 and 31, in Baldwin County, Alabama, that the same was caused to collide with, run upon, or against an automobile in which the plaintiff was riding while said automobile was then and there traveling east on or upon said U. S. Highway number 90 and crossing or attempting to cross said intersection, and as a proximate consequence thereof, plaintiff was seriously and permanently injured, one of her ankles was fractured, she was caused to suffer mental and physical pain, suffering, and shock, and that she incurred large expense by way of doctor's bills and medicine, and was caused to lose a great deal of time from her business or work, all to her damage as aforesaid; hence this suit.

COUNT TWO-

Plaintiff claims of the defendant the sum of Five Thousand (\$5,000.00) Dollars as damages, for that heretofore, on to-wit, the 31st day of December, 1939, the defendant was driving an automobile at or near the intersection of a public highway and U. S. Highway number 90, a public highway, said

intersection being near the farm of Jason Malbis and approximately four and five tenths (4.5) miles east of the intersection of U. S. Highways number 90 and 31, in Baldwin County, Alabama, carelessly and heedlessly in wilful or wanton disregard of the rights or safety of others and with knowledge that he would very likely injure or damage the persons or property of others thereby, so wilfully or wantonly operated same as to cause it to collide with, run upon, or against an automobile in which plaintiff was riding and which was then and there traveling east on or upon said U. S. Highway number 90 and crossing or attempting to cross said intersection, and as a proximate consequence thereof, plaintiff was seriously and permanently injured, one of her ankles was fractured, she was caused to suffer mental and physical pain, suffering, and shock, and that she incurred large expense by way of doctor's bills and medicine, and was caused to lose a great deal of time from her business or work, all to her damage as aforesaid; hence this suit.


ATTORNEYS FOR PLAINTIFF

Defendant's address:

Daphne,
Baldwin County, Alabama.

MRS. WILLY MAE HENDERSON)
 Plaintiff)
 vs.)
 ALBERT JOSEPH ALLEGRI)
 Defendant)

IN THE CIRCUIT COURT OF
 BALDWIN COUNTY, ALABAMA

TO R. S. DUCK, CLERK OF SAID COURT.

A judgment was rendered in the above styled cause on November 4, 1941, in favor of the Plaintiff and against the Defendant for the sum of \$500.00 and costs of court and an execution was issued by you upon such judgment against the Defendant who resides in this State and such execution was returned, "no property found";

You are hereby requested to issue a notice to Albert Joseph Allegri requiring him to file in the Circuit Court of Baldwin County, Alabama, within thirty days from the service of said notice, a statement in writing, under oath, of all of his assets, including money, choses in action, notes, bonds, and accounts, and all other property, real, personal, or mixed, or any interest therein, with a detailed description of the same, the location and reasonable value of each item thereof, together with a detailed list or statement, of any and all liens, mortgage, or encumbrances thereon showing the amount due upon each, and the owner or holder of such liens, encumbrances or mortgage, all as required by section 903-907 of Title 7 of the 1940 Code of State of Alabama.

Dated this 9 day of September, 1946.

RECORDED FOR DISCOVERY OF VESTED

MRS. WILLY MAE HENDERSON

Plaintiff

vs.

ALBERT JOSEPH ALLEGRI

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

WILLY MAE HENDERSON

Hubert A. Rosen
 As her attorneys of record.

CLERK OF SEPTEMBER, 1946

Hubert A. Rosen

210

560

REQUEST FOR DISCOVERY OF ASSETS

MRS. WILLY MAE HENDERSON

Plaintiff

vs.

ALBERT JOSEPH ALLEGRI

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

Filed 30 day of September, 1946

Allegri
CLERK

TO THE HONORABLE THE JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

ALBERT JOSEPH ALLEGRI
Defendant

TO H. S. JONES, CLERK OF SAID COURT

A judgment was rendered in the above styled cause
on November 4, 1941, in favor of the Plaintiff and against the
Defendant for the sum of \$200.00 and costs of court and an execution
was issued by you upon such judgment against the Defendant who resides
in this State and such execution was returned, "no property found";
You are hereby requested to issue a notice to
Albert Joseph Allegri requiring him to file in the Circuit Court of
Baldwin County, Alabama, within thirty days from the service of said
notice, a statement in writing, under oath, of all of his assets,
including money, choses in action, notes, bonds, and accounts, and
all other property, real, personal, or mixed, or any interest therein,
with a detailed description of the same, the location and reasonable
value of each item thereof, together with a detailed list or state-
ment of any and all liens, mortgages, or encumbrances thereon showing
the amount due upon each, and the owner or holder of such liens,
by the 1940 Code of State of Alabama, and the 1940 Code of Alabama, 1940.

Plaintiff

BALDWIN COUNTY, ALABAMA

vs.

Defendant

A judgment was rendered in the above styled cause on November 4, 1941, in favor of the Plaintiff and against the Defendant for the sum of \$500.00 and costs of court and an execution was issued by you upon such judgment against the Defendant who resides in this State and such execution was returned, "no property found";

Dated this 3 day of September, 1946.

As her attorneys of record.

546

REQUEST FOR DISCOVERY OF ASSETS

MRS. WILLY MAE HENDERSON

Plaintiff

vs.

ALBERT JOSEPH ALLEGRI

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

Filed 30 day of September, 1946

CLERK

[Handwritten signature]

WILLEY MAE HENDERSON

PLAINTIFF

VS

ALBERT JOSEPH ALLEGRI

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

Now comes the Defendant and for answer to the written request filed by the Plaintiff in the Circuit Court of Baldwin County, Alabama, says: That he has no assets, money, choses in action, bonds, accounts, real, personal or mixed property, that all property used or enjoyed by him belongs to his mother.

Albert Joseph Allegri

STATE OF ALABAMA)

BALDWIN COUNTY)

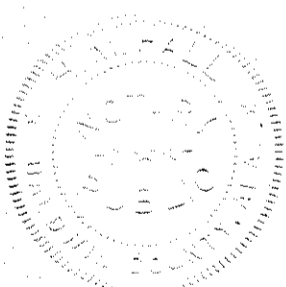
Personally appeared before me Albert Joseph Allegri, and who having been by me first duly sworn, deposes and says: that the above statements are true and correct.

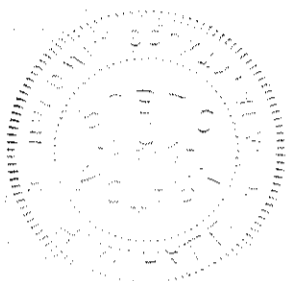
Albert Joseph Allegri

Sworn to and subscribed before me on this the 24 day of September, 1946.

W. L. Lacey

Notary Public, Baldwin County, Alabama





NEW YORK, N.Y.

SEP 25 1946

NEW YORK, N.Y.

NEW YORK, N.Y.

NEW YORK, N.Y.

NEW YORK, N.Y.

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NEW YORK, N.Y.

NEW YORK, N.Y.

560
ent

Handwritten
NY

Algeria

Delivered to owner

September 25 1946
Postmark
New York

MRS. WILLY MAE HENDERSON)

Plaintiff)

vs.)

ALBERT JOSEPH ALLEGRI)

Defendant)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

RE ALBERT JOSEPH ALLEGRI, DEFENDANT IN THE ABOVE

STYLED CAUSE;

The Plaintiff in the above styled cause having made a written request that I, R. S. Duck, as Clerk of the Circuit Court of Baldwin County, Alabama, notify you to file a statement in writing, under oath, as required by section 903 of Title 7 of the 1940 Code of Alabama;

You are hereby notified to file in the Circuit Court of Baldwin County, Alabama, within thirty days from the service of this notice, a statement in writing, under oath, of all of your assets, including money, choses in action, notes, bonds, and accounts, and all other property, real, personal, or mixed, or any interest therein, with a detailed discription of the same, the location, and reasonable value of each item thereof, together with a detailed list or statement, of any and all liens, mortgages, or encumbrances thereon, showing the amount due upon each, and the owner or holder of such liens, encumbrances or mortgage.

Witness my hand and seal as Clerk of the Circuit Court of Baldwin County, Alabama, this 3rd day of September, 1946.

R. S. Duck
CLERK

560
Civil

Entered by serving copy
on Clerk Howard Allen
Sept 7, 1946

C.E. Howell Sheriff
H.F. Hall Deputy Sheriff

NOTICE

MRS. WILLY MAE HENDERSON

Plaintiff

vs.

ALBERT JOSEPH ALLEGRI

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

Filed 30 day of September, 1946

Richard
CLERK

STATE OF ALABAMA)
COUNTY OF BALDWIN)

MRS. TEXAS ELENORA SNELLGROVE,)
PLAINTIFF.)

VS)

ALBERT JOSEPH ALLEGRI,)
DEFENDANT.)

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

COMPLAINT

COUNT ONE-

The plaintiff claims of the defendant the sum of One Thousand (\$1,000.00) Dollars as damages, for that heretofore, on to-wit, the 31st day of December, 1939, the defendant so negligently operated an automobile at or near the intersection of a public highway and U. S. Highway number 90, a public highway, said intersection being near the farm of Jason Malbis and approximately four and five tenths (4.5) miles east of the intersection of U. S. Highways number 90 and 31, in Baldwin County, Alabama, that the same was caused to collide with, run upon, or against an automobile in which plaintiff was riding while said automobile was then and there traveling east on or upon said U. S. Highway number 90 and crossing or attempting to cross said intersection, and as a proximate consequence thereof, plaintiff was severely bruised, cut, and disfigured, was caused to suffer mental and physical pain, suffering, and shock, and caused to incur large expense by way of doctor's bills and medicine, and was caused to lose a great deal of time from her business or work, all to her damages as aforesaid.

COUNT TWO-

Plaintiff claims of the defendant the sum of One Thousand (\$1,000.00) Dollars as damages, for that heretofore, on to-wit, the 31st day of December, 1939, the defendant was driving an automobile at or near the intersection of a public highway and U. S. Highway number 90, a public highway, said intersection being near the farm of Jason Malbis and approximately four and five tenths (4.5) miles east of the intersection

of U. S. Highways number 90 and 31, in Baldwin County, Alabama, carelessly and heedlessly in wilful or wanton disregard of the rights or safety of others and with knowledge that he would very likely in jure pr damage the persons or property of others thereby, so wilfully or wantonly operated same as to cause it to collide with, run upon, or against an automobile, in which plaintiff was riding while said automobile was then and there traveling east on or upon said U. S. Highway number 90 and crossing or attempting to cross said intersection, and as a proximate consequence thereof, plaintiff was severely bruised, cut, and disfigured, was caused to suffer mental and physical pain, suffering, and shock, and caused to incur large expense by way of doctor's bills and medicine, and was caused to lose a great deal of time from her business or work, all to her damage as aforesaid.

Harrell O. Johnston
ATTORNEYS FOR PLAINTIFF

Defendant's address:

Daphne,
Baldwin County, Alabama.

Received in Sheriff Office
this 6th day of February 1940
W. Stuart Sheriff

SUBPOENAS AND COMPLAINTS

RECORDED

557

Executed this 7th
day of Feb 1940 by
Serving a copy of
within Summons on
Albert Joseph Allegri
" W. Stuart
Sheriff

By B. H. General
D. J.

MRS. TEXAS ELIORA SHELLGROVE,
Plaintiff,
vs.
ALBERT JOSEPH ALLEGRI,
Defendant.

Deponent

Filed this 5 day February 1940
R. S. Dyer
Clerk

We the Jury find
for the Plaintiff
and assess the
damages at \$1000
Signed
J. B. Smith
Foreman

1. The Court charges the Jury that if you believe the evidence in this case you should find for the defendant.

Refused
J. W. Hare
Judge