

STATE OF ALABAMA)
BALDWIN COUNTY)

772

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon FELIX VERZONE 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 the same, then and there to answer the complaint of the State of Alabama.

Witness my hand, this 28 day of Aug, 1942.

R. S. Deak
Clerk

C O M P L A I N T

STATE OF ALABAMA,)
)
Plaintiff)
)
vs.)
)
FELIX VERZONE, doing business)
as VERZONE TOWING COMPANY, and)
FELIX VERZONE, individually,)
)
Defendant.)

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA
AT LAW

Plaintiff claims of the defendant, to-wit, \$366.43 damages for that heretofore on, to-wit, the twenty-first day of September, 1941, a tugboat named "Jas. B. Cobb", towing two barges that were being directed and controlled by said tugboat, was being operated in the Intercoastal Canal in Baldwin County, Alabama, by agents, servants or employees of the defendant. That on, to-wit

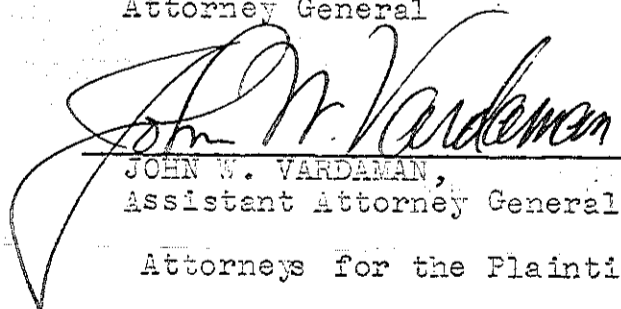
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the above said date, the defendant, acting by and through his agents, servants or employees, who were acting within the line and scope of their employment, did so negligently operate the said tugboat "Jas. B. Cobb" that it, or one of the barges which it was towing, ran into, against, or collided with the said Intercoastal Canal Bridge, said bridge being the property of the State of Alabama, and which spans the Intercoastal Canal in Baldwin County, Alabama, and damaged said bridge to the extent of, to-wit, \$366.43.

Plaintiff further alleges that the said damage to the said bridge was proximately caused by the negligence of the defendant in that his agents, servants or employees, acting within the line and scope of their employment, so negligently caused, allowed, or permitted said tugboat "Jas. B. Cobb", or one of the barges which it was towing, to run into, against, or collide with the said Intercoastal Canal Bridge, and as a proximate result or consequence thereof, the plaintiff's said bridge was damaged and injured as aforesaid, wherefore plaintiff sues.



THOS. S. LAWSON,
Attorney General




JOHN W. VARDAMAN,
Assistant Attorney General.

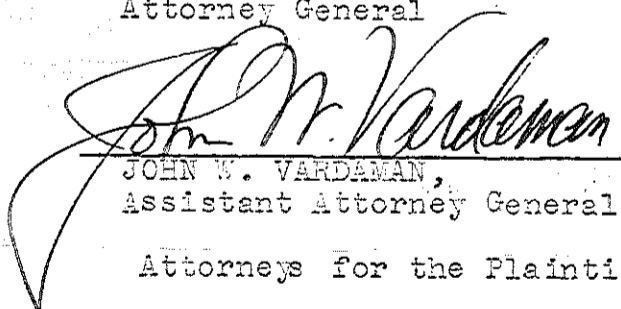
Attorneys for the Plaintiff.

the above said date, the defendant, acting by and through his agents, servants or employees, who were acting within the line and scope of their employment, did so negligently operate the said tugboat "Jas. B. Cobb" that it, or one of the barges which it was towing, ran into, against, or collided with the said Intercoastal Canal Bridge, said bridge being the property of the State of Alabama, and which spans the Intercoastal Canal in Baldwin County, Alabama, and damaged said bridge to the extent of, to-wit, \$366.43.

Plaintiff further alleges that the said damage to the said bridge was proximately caused by the negligence of the defendant in that his agents, servants or employees, acting within the line and scope of their employment, so negligently caused, allowed, or permitted said tugboat "Jas. B. Cobb", or one of the barges which it was towing, to run into, against, or collide with the said Intercoastal Canal Bridge, and as a proximate result or consequence thereof, the plaintiff's said bridge was damaged and injured as aforesaid, wherefore plaintiff sues.



THOS. S. LAWSON,
Attorney General



JOHN W. VARDAMAN,
Assistant Attorney General.

Attorneys for the Plaintiff.

Received 29 Day of August 1942
and on 31 Day of Sept 1942
I served a Copy of the within subpoena
on Captain Felix Bergson
by service on _____

W. H. HOLCOMBE, Sheriff
By W. R. Stewart D.S.

RECORDED
112
Civil
P.S.

Statcal Ala

IX

Felix Bergson

8-29-42

Received in Sheriff's Office
this 28 day of Aug, 1942
W. R. STUART, Sheriff

We the jury find for the
Plaintiff and assess
to damages at \$366.43
E. J. Davidson
Foreman

STATE OF ALABAMA,
Plaintiff

vs.

Felix Verzone doing business
as VERZONE TOWING COMPANY, and
FELIX VERZONE, individually,
Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

AFFIDAVIT

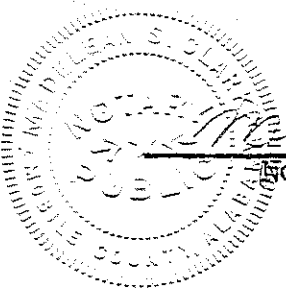
STATE OF ALABAMA)
MOBILE COUNTY)

Madelean S. Clark,
Before me, /a notary public in and for said State and
County, personally appeared C. C. Huckabaa
who is known to me, and who being duly sworn, deposes and says:

That Felix Verzone, of the Verzone Towing Company,
Mobile, Alabama, is not a member of the Army of the United
States, the United States Navy, the Marine Corps, the Coast
Guard, or an officer of the public health service detailed
for duty either with the Army or Navy.

C. C. Huckabaa
AFFIANT.

Sworn to and subscribed before
me this the 5th day of Dec., 1942.



Madelean S. Clark
Notary Public.

Cons. expires Jan 12, 1944

