

GERALDINE PUGH, a Minor,
by her father and next
friend, A. J. PUGH,

Plaintiff

-vs-

R. R. RIGGINS,

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW

Come Johnston, McCall & Johnston, formerly the
firm of Sam M. & William E. Johnston, and Hybart and Chason,
and move the court to permit them to withdraw their appear-
ance for the plaintiff in this case.

Johnston, McCall & Johnston
Hybart & Chason
ATTORNEYS FOR PLAINTIFF

GERALDINE PUGH, a Minor,
by her father and next
friend, A. J. PUGH,
PLAINTIFF,
VS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

R. R. RIGGINS,
DEFENDANT.

AT LAW.

And now comes the Defendant and for answer to the Interrogatories heretofore propounded by the Plaintiff, says:

1. R. R. Riggins, Daphne, Alabama.

2. (a). I was driving an automobile which was involved in an accident with an automobile driven by Mr. A. J. Pugh on the 11th day of July, 1942. (b) The accident happened in the afternoon. (c) It happened about halfway between the highway and Mike Buzbee's place, on a side road. (d) Mr. Pugh was driving along the road ahead of me and at a place where the road forked, he took the wrong road and he immediately stopped. He saw that he was wrong and threw his car in reverse and, although I threw my car in reverse, he backed into me. The accident was a result of his negligence in backing the car he was driving into my car. (e) There were two people riding in the automobile with me at the time of the accident. (f) The accident did not occur on a public road in Baldwin County, Alabama, but on a side road.

3. The license number of the automobile which I was driving was 5C 1021.

4. The automobile which I was driving did not run into the automobile in which the Plaintiff was riding, but on the contrary, the car in which she was riding backed into mine.

5. The accident occurred in the day time.

6. I was coming home from a fishing trip. (b) I had been down on Bay Minette Creek, near the Mike Buzbee place.

R R Riggins

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, in and for said County, in said State, personally appeared R. R. Riggins, who is known to me, and who having been by me first duly sworn, deposes and says that the foregoing answers to

(2)

Interrogatories propounded by the Plaintiff are true.

R. R. Riggins

Sworn to and subscribed before me on this the 31 day of December,

1942.

Shirley

Notary Public, Baldwin County,
Alabama.

STATE OF ALABAMA,
BALDWIN COUNTY.

) IN THE CIRCUIT COURT-LAW SIDE.
)
)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon R. R. Higgins 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 Geraldine Pugh, a minor, by her father and next friend A. J. Pugh.

WITNESS my hand this 23rd day of October, 1942.

R. R. Higgins
Clerk.

GERALDINE PUGH, a Minor,
by her father and next
friend, A. J. PUGH,

PLAINTIFF,

VS.

R. R. RIGGINS,

DEFENDANT.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW

Plaintiff, a minor thirteen years of age, claims of the defendant the sum of Five Thousand Dollars (\$5,000.00) as damages for that on, to-wit, the 11th day of July, 1942, the defendant so negligently drove an automobile on a dirt road known as Busby Camp Road, which road leads off of U. S. Highway 31 approximately two miles east of Old Spanish Fort at a point on said dirt road about two miles from said paved highway, said road being a public road in Baldwin County, Alabama, as to cause or allow the same to run into, upon or against an automobile in which the plaintiff was riding, as a proximate result of which negligence plaintiff sustained the following injuries, namely: three middle toes on her right foot were badly broken; both of her legs and feet were badly cut, bruised and lacerated; she suffered great physical pain and mental anguish; she suffered a severe nervous shock and was put to heavy medical and doctor's expenses.

WHEREFORE, she brings this suit and asks judgment in the above amount.

Idybert & Rouse
Sam M. & J. M. Johnston
ATTORNEYS FOR PLAINTIFF

Plaintiff demands a trial by jury in the above cause.

Idybert & Rouse
Sam M. & J. M. Johnston
ATTORNEYS FOR PLAINTIFF

Defendant's address is: Route I, Daphne, Alabama

this 23rd day of Oct., 1942
W. R. STUART, Sheriff

Executed 10-26th 1942

by serving copy of within Summons and

Complaint on

R. R. Riggins

W. R. Stuart, Sheriff

By Deputy Sheriff

SUMMONS AND COMPLAINT.

GERALDINE PUGH, a Minor,
by her father and next
friend, A. J. PUGH,

PLAINTIFF,

VS.

R. R. RIGGINS,

DEFENDANT.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW.

FILED OCTOBER 23, 1942.

R. R. Stuart
Clerk.

GERALDINE PUGH, a Minor, |
by her father and next |
friend, A. J. PUGH, |

PLAINTIFF, |

VS. |

R. R. RIGGINS, |

DEFENDANT. |

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW

INTERROGATORIES PROPOUNDED
TO THE DEFENDANT BY THE
PLAINTIFF.

1. Please state your correct name and address.
2. (a) Were you driving an automobile which was involved in an accident with an automobile driven by Mr. A. J. Pugh on the 11th day of July, 1942? (b) Please state what time of day this accident occurred. (c) Please state where said accident occurred. (d) Please state how said accident occurred. (e) Was there anyone riding in the automobile with you at the time of said accident? (f) Did said accident occur on a public road in Baldwin County, Alabama.
3. Please give the license number of the automobile which you were driving at the time of said accident.
4. Did the automobile which you were driving run into the rear of the automobile in which Geraldine Pugh, the plaintiff, was riding?
5. Did this accident occur in the day time or night time? (b) If you say that it occurred at night, were the lights on your car burning?

6. (a) Where were you going at the time this accident occurred? (b) Please state where you had been immediately prior to this accident.

Robert A. Pearson
Sam M. & Wm E. Johnston
ATTORNEYS FOR PLAINTIFF

STATE OF ALABAMA:
COUNTY OF MOBILE:

Personally appeared before me, Sam T. McCall Sr., a Notary Public in and for said State and County, WILLIAM E. JOHNSTON, who upon oath deposes and says that he is one of the attorneys for the plaintiff in the above entitled cause and that the answers of the defendant to the above and foregoing interrogatories, if well and truly made, would be material evidence for the plaintiff in the above said cause.

William E. Johnston

Subscribed and sworn to before
me this 22 day of October, 1942.

Sam T. McCall Sr.
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

Received in Sheriff's Office
this 23 day of Oct, 1942
W. R. STUART, Sheriff

788

INTERROGATORIES.

RECORDED

GERALDINE PUGH, a Minor,
by her father and next
friend, A. J. PUGH,

PLAINTIFF,

VS.

R. R. RIGGINS,

DEFENDANT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

FILED OCTOBER 23, 1942.

W. R. Stuart
Clerk.

Executed by leaving
a copy of the within
with an R.R. Riggins
this 26th day of October
1942.
W. R. Stuart, Sheriff
by

GERALDINE PUGH, a Minor,
by her father and next
friend, A. J. PUGH,

PLAINTIFF,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

VS.

R. R. RIGGINS,

DEFENDANT.

AT LAW.

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

That he pleads in short by consent the general issue with the
right to introduce in evidence such facts and matters as would be ad-
missible if well pleaded.

BEEBE & HALL

By:

[Signature]
Attorneys for Defendant.

788
RECORDED

GERALDINE PUGH, a Minor,
by her father and next
friend, A. J. PUGH,

PLAINTIFF,

VS.

R. R. RIGGINS,

DEFENDANT.

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Index Mar 23 1943
J. J. Pugh
Pugh

CIVIL SUBPOENA—ORIGINAL—In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this Subpoena, or within five days after adjournment of Court, else he shall be barred. Times Prtg. Co., Bay Minette.

THE STATE OF ALABAMA
BALDWIN COUNTY

} Case No. 788 April Term, 1943
CIRCUIT COURT

To any Sheriff of the State of Alabama, GREETING:

You are hereby commanded to summon Douglas Gilbert, and Sarah Buzbee
Chestnuta (5 Spanish Fort)
to be found in your County, at the instance of the Defendant

to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House there-

of, by 8:30 o'clock of the forenoon, on the 13th day of April, 1943

and from day to day and term to term of said Court until discharged by law, then and there to testify, and

the truth to say, in a certain cause pending, wherein, Geraldine Pugh Plaintiff
and R. R. Riggins Defendant.

Herein fail not and have you then and there this Writ.

Given under my hand and seal, this 6th day of April, 1943

R. S. Alrick Clerk

Received in office this _____ day of

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SHERIFF

I have executed this writ

4/9/43

by serving
Douglas Gilbert and
Sarah Busby Chestnut

SHERIFF

ORIGINAL

No. 788

Page

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Geraldine Pugh

Plaintiff

VS.

R. R. Riggins

Defendant

CIVIL SUBPOENA

Issued this

16th

day of

April

1943

R. S. Ruckelshaus

Clerk.

THE STATE OF ALABAMA
BALDWIN COUNTY

} Case No. 788 April Term, 1943
CIRCUIT COURT

To any Sheriff of the State of Alabama, GREETING:

You are hereby commanded to summon

Mildred Bugbee (Mobile)
works at 5910th Ave 5-10th Ave
Defendant

if to be found in your County, at the instance of the

to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House there-

of, by 8:30 o'clock of the forenoon, on the 13th day of April, 1943

and from day to day and term to term of said Court until discharged by law, then and there to testify, and

the truth to say, in a certain cause pending, wherein Geraldine Pugh Plaintiff

and R. R. Riggins Defendant.

Herein fail not and have you then and there this Writ.

Given under my hand and seal, this 6th day of April, 1943

R. S. Alcock Clerk

Received in office this 10 day of

April 1943

W. H. Holcombe

SHERIFF

I have executed this writ on

Mildred Bugbee
this 12 day of
April, 1943

W. H. Holcombe
Mose Berenstein, Jr.
SHERIFF

ORIGINAL

No. 788 Page 13

Mildred Bugbee
THE STATE OF ALABAMA

391 Baldwin County

CIRCUIT COURT

Geraldine Pugh

Plaintiff

VS.

R. R. Rignieris

Defendant

CIVIL SUBPOENA

Issued this 6th day of

April 1943

R. S. Luck
Clerk.

4-10-43