

799

MARY ALMA DEAN,
Plaintiff,

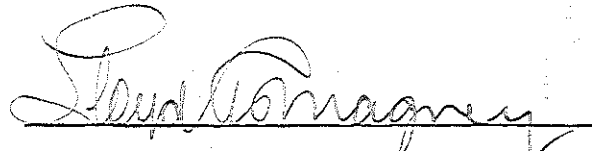
vs.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

ANSWER

AMOS GARRETT,
Defendant.

The Defendant, for answer to the Complaint says, that he is not guilty of the matters therein averred.


Attorney for Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

MARY ALMA DEAN,

Plaintiff,

vs.

AMOS GARRETT,

Defendant.

ANSWER

Filed this 9th day of Dec 1943
W. S. Smith
Clerk of Court

LLOYD A. MAGNEY
Attorney
Foley, Alabama.

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED to summon AMOS GARRETT, 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 MARY ALMA DEAN.

Witness my hand this the 8 day of January, 1943.

R. Duck
Clerk.

MARY ALMA DEAN, PLAINTIFF,

VS.

AMOS GARRETT, DEFENDANT.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

(1)

The Plaintiff claims of the Defendant the sum of FIVE THOUSAND (\$5000.00) DOLLARS damages, for that heretofore on to-wit, May 3, 1942, The Plaintiff was riding as a guest in an automobile driven by the Defendant along Highway # 31, a public highway, at a point approximately five miles south of Evergreen in Escambia County, Alabama; that at at said time and place the Defendant willfully and wantonly injured the Plaintiff by so operating said automobile as to cause it to run off the road and overturn, and as a proximate result thereof the Plaintiff was injured as follows: she suffered a double fracture of the skull, her vertabrae fractured, her leg dislocated and burned, she was permanently injured; she was caused to suffer and will suffer great physical pain, and mental anguish; she was caused to incur, medical and hospital and doctor's bills, she was otherwise injured; she was caused to lose time; all to her damage aforesaid;

The Plaintiff alleges that her damages and injuries were the proximate result of the negligence of the Defendant in and about the operation of the automobile which he was driving and in which she was riding.

(2)

The Plaintiff claims of the Defendant FIVE THOUSAND (\$5000.00) DOLLARS, as damages, that on to-wit: May 13, 1942, the Defendant want-only or willfully injured the Plaintiff by causing or allowing an automobile which he was driving on or along Highway # 31 at a point approximately five miles south of Evergreen in Escambia County, Alabama, and in which the Plaintiff was riding as a guest, to leave the highway and overturn thereby severely injuring the Plaintiff as follows: she suffered a double fracture of the skull, her vertebrae fractured, her leg dislocated and burned, she was permanently injured; she was caused to suffer and will suffer great physical pain, and mental anguish; she was caused to incur, medical and hospital and doctor's bills, she was otherwise injured; she was caused to lose time; all to her damage aforesaid;

The Plaintiff alleges that her damages and injuries were the proximate result of the negligence of the Defendant in and about the operation of the automobile which he was driving and in which she was riding.

BEEBE & HALL

By: *Shirley*
Attorneys for Plaintiff.

*Plaintiff demands a trial
by jury*

*Beebe & Hall
By Shirley
Attys for P'tiff*

171
this 8 day of Jan. 1943
W. R. STUART, Sheriff

Executed Jan 13th 1943
by serving copy of within Summons and
Complaint on - ~~Subpoenaed~~
On J.B. Hibbs & son
Paul Hibbs
By ~~W.R. Stuart~~ Sheriff
Deputy Sheriff

Executed Jan 13th
1943 by delivering
Copy of within Summ
Complaint on
Amos Garrett
W.R. Stuart
Sheriff

RECORDED

MARY ALMA DEAN,

Plaintiff,

vs

AMOS GARRETT,

Defendant,

SUMMONS AND COMPLAINT

Filed January, 8th, 1943.

Amos
Clerk

466

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 Ptg. Co., Bay Minette.

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT
Case No. 797. April. Term, 194 3

To any Sheriff of the State of Alabama, GREETING:

You are hereby commanded to summon J C Hyde, Rfd Evergreen. Ala
Highway 31.

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

by 8 30 o'clock of the forenoon, on the 13th day of April, 194 3

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 Mary Alan Dean. Plaintiff

and Amos Garrett. Defendant.

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

Given under my hand and seal, this 29th day of March, 194 3



Clerk

Received in office this _____ day of

194

SHERIFF

I have executed this writ

by perjury all

3/30/3

SHERIFF

ORIGINAL

No 797.

Page

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Mary ~~Alma~~. Alma. Dean.

Plaintiff

VS.

Amos Garrett.

Defendant

CIVIL SUBPOENA

Issued this 29th day of

March.

194³

R. S. Dyer

Clerk.

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

CIRCUIT COURT
Case No. 797 April Term, 1943

To any Sheriff of the State of Alabama, GREETING:

You are hereby commanded to summon Mrs W. C. Mc Gowan,
Loyley, L. P. Comstock, Robertsdale
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 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 Mary Alma Dean Plaintiff

and Dr. Amos Garrett Defendant.

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

Given under my hand and seal, this 7th day of April, 1943

F. S. Wick Clerk

Received in office this _____ day of _____

194

SHERIFF

I have executed this writ

7th April 1943
by Sheriff Copy
On Mrs W. C. McEwen
& J. O. Comstock

SHERIFF

ORIGINAL

No. 797

Page

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Mary Alma Dean

Plaintiff

VS.

Mr. Amos Garrett

Defendant

CIVIL SUBPOENA

Issued this

7th

day of

April

1943

R. S. Dicks

Clerk.

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 797. April. Term, 1943
CIRCUIT COURT

To any Sheriff of the State of Alabama, GREETING:

You are hereby commanded to summon Clifford Hyde.

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

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 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 Mary Alma Dean Plaintiff

and Amos Garrett. Defendant.

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

Given under my hand and seal, this 7th day of April, 1943



Clerk

ORIGINAL

Received in office this _____ day of

194

SHERIFF

I have executed this writ

by returning all
4/8/43

SHERIFF

No. 797.

Page

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Mary Alma, Dean

Plaintiff

VS.

Amos Garrett.

Defendant

CIVIL SUBPOENA

Issued this 7th day of

April.

1943

R. Duck

Clerk.

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

} **CIRCUIT COURT**
Case No. 797. April. Term, 1943

To any Sheriff of the State of Alabama, GREETING:

You are hereby commanded to summon Dr Holly.

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

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 Mary Alma. Dean Plaintiff

and Amos Garrett. Defendant.

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

Given under my hand and seal, this 7th day of April. 1943

R. Duck

Clerk

Brewton Ala.

ORIGINAL

Received in office this _____ day of

194

SHERIFF

I have executed this writ

4/10/43

by serving in full

No. 797.

Page

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Mary Alma Dean.

Plaintiff

VS.

Amos Garrett.

Defendant

CIVIL SUBPOENA

Issued this 7th day of

April.

1943

R. D. Smith

Clerk.

W. R. Shurt

SHERIFF