1007

DAVID BUSH AND EUGENE :

Plaintiffs, :

JOHN H. WHITE,

Vs.

Defendant.

.

IN THE CIRCUIT COURT OF

THE TWENTY-FIRST JUDICIAL DISTRICT OF THE STATE OF ALABAMA.

Come the plaintiffs in the above styled cause, and show unto the Court that the summons and complaint in said cause have heretofore been served upon defendant by due process of law; that more than thirty days has intervened between the date of service end the date of the filing hereof; and that said defendant has wholly failed or refused to appear, plead, answer or demur;

WHEREFORE, the premises considered, the plaintiffs move the Court that a judgment by default be entered in favor of the plaintiffs and against the defendant, with leave of the Court to the plaintiffs to prove the damages sustained.

Attorney for Plaintiffs

DAVID BUSH AND EUGENE BUSH,	*
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Vs.	:
JOHN H. WHITE,	:
Defendant.	:

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Plaintiff Attorney for

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STATE OF ALABAMA: COUNTY OF MOBILE :

Before me, the undersigned authority, personally appeared Alexander Foreman, Jr., who after being by me first duly sworn, on oath deposes and says:

That he is the attorney for the plaintiffs in that certain cause styled David Bush and Eugene Bush vs. John H. White, now pending in the Circuit Court of the 21st Judicial District of the State of Alabama; that he has made inquiry of various parties and as a result of such inquiries he is informed and believes and upon such information and belief states the fact to be that the defendant in said cause, John H. white, is not in the Armed Services of the United States of America as contemplated by the Soldiers and Sailors Relief Act of 1940 as amended; that said John H. White is in the business of hauling pulpwood and that the said John H. White resides in Loxley, Alabama.

lexander

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Subscribed and sworn to before day of mary 1947.

Notary Public, Mobile County, Alabama.

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DAVID BUSH BUSH,	AND EUGENE	:
	PLAINTIFFS,	:
Vs.		:
JOHN H. WHI	ITE,	:
	DEFENDANT .	:

IN THE CIRCUIT COURT FOR THE 21ST JUDICIAL CIRCUIT OF THE STATE OF ALABAMA .

COUNT I

The Plaintiffs claim of the Defendant the sum of, to-wit, Four Hundred Dollars (\$400.00) as damages, for that on, to-wit, the 26th day of August 1946, said Defendant so negligently operated or drove an automobile or truck on or along Alabama Highway 104 at or near the town of Daphne, Baldwin County, Alabama, which said highway is a public highway at said point, as to cause the same to run into, upon or against an automobile of the Plaintiffs which was being operated along said highway at said point, and as a proximate result thereof Plaintiffs automobile was greatly bent, broken, injured, bruised and damaged in the aforesaid sum; wherefore Plainfiffs sue.

Attorney for Plaintiffs 207 First National Bank Building Mobile 13, Alabama

Defendant's Address:

Loxley, Alabama

Executed this non. 30-46 By serving a copy of within writ RECORDED 1001 John 17 White . 80 5 [+ 2 2 ्रियद \mathbb{C}^{2} ÷.2, 0 12 5 · ~--¢ į. in a set of the set of 32 - S ् द şi ing εη (φ ŝó E Garrett Short с., <;0 or total o 0 <u>्</u>र ज्या ي پر پر 33 ari Q 2027 5 s# άt, NS Ċ0 10 12 23 ίĿ 5 a 6 a 02200 ् , Ó 7 $\subseteq 3$ $\widehat{\mathbb{P}}$ 諁 03 8 0 G 1-5 1.15 Sec. \mathbb{T} ठ ्र Q, 10 60 100 6). 10 다. 이 Carlo Carlo e Sol den a Sel 0023 0000 40 **C**) 0 a Cooxi Ċ Ç, SE XO 4 ξĊ, na na na na na Languna na na 0 21 0 。 [---] [注] ORC, 62 02 也出 NOV 20 1946 R. S. DUCH, GLERN By acres J. Lucks