

1274
Guy H. Milstead, Plaintiff

vs

Mae Lackey, Respondent

IN THE CIRCUIT COURT

OF

BALDWIN COUNTY, ALABAMA AT LAW

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AT LAW:

I, Sibyl Pool, Secretary of State, hereby certify that on December 6, 1948 I sent by registered mail in an envelope addressed as follows:

"Mae Lackey"
222 North Gannon Street
Lebanon, Pennsylvania"

"Registered mail
Return Receipt requested
Deliver to Addressee only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the Great Seal of the State of Alabama in words and figures as follows:

"Mae Lackey
222 North Gannon Street
Lebanon, Pennsylvania

You will take notice that on December 6, 1948 there was served upon me, in my official capacity, summons and complaint in a case entitled Guy H. Milstead, Plaintiff vs Mae Lackey, Defendant in the Circuit Court of Baldwin County, Alabama, At Law, a true copy of which summons and complaint is attached hereto, and the said service upon me, as Secretary of State of the State of Alabama, has the force and effect of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 6th, day of December 1948.

Signed/ Sibyl Pool
Sibyl Pool
Secretary of State "

Enclosure - 1

I further certify that the notice above set out which was so mailed in the envelope addressed as above set forth had attached to it a true copy of the summons and complaint in the above styled cause, there being mailed in the envelope at the time shown the notice with copy of summons and complaint attached thereto.

I further certify that the attached receipt, signed not by Mae Lackey, but signed J. O. Lackey, Dec. 24, 1948, was received by me on January 3, 1949 which receipt I attach hereto.

WITNESS MY HAND and the Great Seal of the State of Alabama, this the 3rd day of January 1949.

Sibyl Pool
Sibyl Pool
Secretary of State

Enclosure - 1



ATTACHMENT.

The State of Alabama,
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Mae Lackey

Alice J. Duck
hath complained on oath to me, ROBERT S. DUCK, Clerk of Circuit Court of Baldwin County, Ala.,

that Mae Lackey

is justly indebted to the Plaintiff \$1000.00

Guy E. Milstead

in the sum of One thousand (\$1000.00) Dollars, and

_____ having made affidavit and given bond
as required by law, in such cases, you are hereby commanded to attach so much of the estate of
Mae Lackey

as will be of value sufficient to satisfy said debt and costs, according to the complaint; and such estate, so
attached unless replevied, so to secure, that the same may be liable to further proceedings thereon to be
had by the Circuit Court of Baldwin County, Ala., at a term thereof, to be held at the Court House of said
County, on _____ Monday of _____ 193____
next; when and where you must make known to said Court how you have executed this Writ.

WITNESS, my hand, this 27 day of Nov A. D. 1937

Alice J. Duck Clerk.

Received in Sheriff's Office
this 21 day of Nov, 1948
TAYLOR WILKINS, Sheriff

Excluded By Taking into
my Possession 1-1941
Blak Ford Four door
Sedan Jaz no. Pa.
8. D.R. 90-11-27-48

Taylor Wilkins Sheriff
Zellie B. Griffin D.S.

No. 12 74

ATTACHMENT

GUY H. MILSTEAD

Vs. { ATTACHMENT

MAE LACKEY

Issued 11-27, 1948

MOORE PRINTING CO.,

1941 Ford 4 door
Bel

Pa. 8 D.R. 90

STATE OF ALABAMA §

BALDWIN COUNTY §

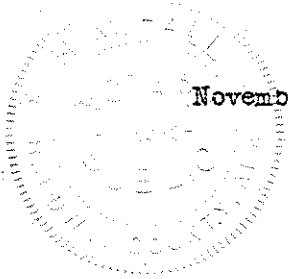
Before me the undersigned authority in and for said County,
in said State, personally appeared GUY H. MILSTEAD, who being duly
sworn does depose and say, that MAE LACKEY, justly indebted to the
said GUY H. MILSTEAD, in the sum of ONE THOUSAND (\$1000.00) DOLLARS,
and that the said MAE LACKEY, is a non resident of the State of Ala-
bama, and that this attachment is not sued out for the purpose of
vexing or harassing the said MAE LACKEY.

The said MAE LACKEY being a non resident of the State of
Alabama, the said GUY H. MILSTEAD, elects not to give bond.

Guy H. Milstead
J

Sworn to and subscribed before me on this the 27 day of
November, 1948.

Wm. H. Hall
Notary Public, Baldwin County, Alabama.



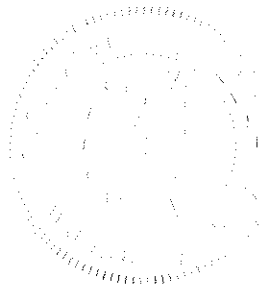
1224

Guy H. Milstead
vs.

Mac Lackey

affidavit -

Filed 11-27-48
Alice J. [unclear]
clerk



STATE OF ALABAMA §
BALDWIN COUNTY §

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon MAE LACKEY 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 GUY H. MILSTEAD.

WITNESS my hand this the 1st day of December, 1948.

Alice J. Wicks
Clerk.

GUY H. MILSTEAD	§	IN THE CIRCUIT COURT OF
PLAINTIFF	§	BALDWIN COUNTY, ALABAMA
VS	§	AT LAW.
MAE LACKEY	§	
RESPONDENT	§	


1.

The Plaintiff claims of the Defendant TWELVE HUNDRED AND FIFTY (\$1250.00) DOLLARS, as damages, for that heretofore on to-wit, November 21st, 1948, the Plaintiff was riding in an automobile along highway number 90, a public highway in Baldwin County, Alabama, at a point approximately one half mile west of Spanish Fort, that at said time and place the Defendant negligently drove an automobile into or against the automobile in which the Plaintiff was riding; and as a proximate result of the negligence on the part of the Defendant, the Plaintiff was injured as follows:

He was knocked unconscious; he was caused to suffer severe physical pain and mental anguish; his legs were bruised and made sore; he was caused to lose time from his work; he was caused to incur doctor bills; he was caused to incur medicine bills, he was permanently injured; hence this suit.

The Plaintiff claims of the Defendant TWELVE HUNDRED AND FIFTY (\$1250.00) DOLLARS, as damages, for that heretofore on to-wit, November 21st, 1948, the Plaintiff was riding in an automobile along highway 90, a public highway, in Baldwin County, Alabama, at a point approximately one half mile west of Spanish Fort; that at said time and place the Defendant negligently drove an automobile into or against the automobile in which the Plaintiff was riding, and as a proximate negligence on the part of the Defendant, at said time and place the automobile of the Plaintiff was injured as damaged as follows:

The radiator bent and broken; the fender bent; the hood bent; the lights broken; the front wheels bent and broken; the front axle bent; the frame bent; the glasses broken; the springs bent; and otherwise damaged; hence this suit.


Attorney for Plaintiff

Defendant's address,
Mae Lackey
22 North Gonnon Street
Lebanon, Pennsylvania

(Drivers License, #
832335 Pennsylvania)

1095-

no 1274

RECEIVED IN OFFICE
DEC 4 - 1948
G. A. MOSLEY, Sheriff

SUMMONS AND COMPLAINT

GUY H. MILSTEAD
PLAINTIFF
MAE LACKEY
DEFENDANT

EXECUTED BY DELIVERING
3 copy of the within

To Sityl Pool
Secretary of State
OF THE State of Ala.
AND SAID Sityl Pool
WAS SUCH WHEN SO SERVED

This the 12 - 6 1948

G. A. Mosley
Sheriff Montgomery County
By G. A. Mosley
Deputy Sheriff

FILED
Dec 12 1948
ALICE J. DUCK, Clerk

HUBERT M. HALL
LAWYER
BAY MINETTE, ALABAMA



SIBYL POOL
SECRETARY OF STATE

STATE OF ALABAMA
OFFICE OF SECRETARY OF STATE
MONTGOMERY 4, ALABAMA

March 31, 1949

Hon. Hubert M. Hall
Attorney At Law
Bay Minette, Alabama

Re: Guy H. Milstead, Plaintiff
vs
Mae Lackey, Defendant

Dear Mr. Hall:

Please refer to your file on the above-styled case and be advised as follows:

On March 14, 1949 I sent via registered mail, return receipt requested, deliver to addressee only, my notice together with copy of summons and complaint to the said defendant, Mae Lackey, 222 North Gannon Street, Lebanon, Pennsylvania.

On March 31, 1949 said registered letter was returned to me, with reason for non-delivery written in pencil thereon, "Unclaimed."

I am enclosing copies of letters from myself and the Postmaster at Lebanon, bearing on this subject, which will prove self-explanatory.

If there is anything further that you desire I should do in connection with this case, you will please advise me accordingly.

Sincerely yours,

Sibyl Pool
Secretary of State

Enclosures - 2

cc: Mrs. Alice J. Duck
Clerk, Circuit Court
Baldwin County
Bay Minette, Alabama

Enclosures - 2

STATE OF ALABAMA
OFFICE OF SECRETARY OF STATE
MONTGOMERY 4, ALABAMA



SECRETARY OF STATE
SIBYL POOL

March 31, 1949
1274

Hon. Robert M. Hall
Attorney at Law
Bay Minette, Alabama

Re: Guy E. Wilstead, Plaintiff
vs.
Mac Leakey, Defendant

Dear Mr. Hall:

Please refer to your file on the above-styled case and be advised as follows:

On March 14, 1949 I sent the registered mail, return receipt requested, deliver to addressee only, my notice together with copy of summons and complaint to the said defendant, Mac Leakey, 222 North Common Street, Lebanon, Tennessee.

On March 31, 1949 said registered letter was returned to me, with reason for non-delivery written in pencil "Unclaimed".

I am enclosing copies of letters from myself and the Postmaster at Lebanon, bearing on this subject, which will prove self-explanatory.

If there is anything further that you desire I should do in connection with this case, you will please advise me accordingly.

Sincerely yours,

Sibyl Pool
Secretary of State

Enclosures - 2

cc: Mrs. Alice J. Dock
Clerk, Circuit Court
Baldwin County
Bay Minette, Alabama

Enclosures - 2

UNITED STATES POST OFFICE

Lebanon, Pa.,

March 18, 1949.

Copy

Secretary of State,
State of Alabama,
Montgomery 4, Ala.

Dear Sir:

We wish to acknowledge receipt of your letter dated March 14, 1949, in reference to a registered letter addressed to Mae Lakey, 220 No. Gannon St., Lebanon, Pa., mailed on December 6, 1948.

Please be advised that the records of our office indicate this letter was forwarded to Ft. Knox, Ky., on December 22, 1948.

Registered letter No. 54396 mailed by you on March 15, 1949, is still on hand. It appears that Mr. and Mrs. Lackey have separated and thus far we have been unable to locate her. If undeliverable, it will be returned to you after ten days.

Trusting that the above information may be of some assistance to you, I am.

Very truly yours,
Daniel E. Walter, Postmaster.

March 14, 1949

Copy

To The Postmaster
U. S. Post Office
Lebanon, Pennsylvania

Dear Sir:

On December 6, 1949 I sent by registered mail, Return receipt requested, deliver to Addressee only, my notice together with copy of summons and complaint to one Mae Lackey, 222 North Gannon Street, Lebanon, Pennsylvania, against whom a suit is pending in the Circuit Court of Baldwin County, Alabama.

The return receipt was returned to me on January 3, 1949, signed not by Mae Lackey, Addressee, but signed by one J. D. (or J. D.) Lackey.

I certified this receipt to the court, but the case has been interrupted now because of the improper delivery and/or signature on the return receipt.

I am today forwarding another notice with copy of said summons and complaint to the same defendant, the said Mae Lackey at 222 North Gannon Street, Lebanon, Pennsylvania, paying the necessary fees for delivery to Addressee only, as was done in the first case, and I will thank you to see that the proper delivery is made this time.

Sincerely yours,

Sibyl Pool
Secretary of State

March 11, 1949

1274

To The Postmaster
U. S. Post Office
Lebanon, Pennsylvania

Dear Sir:
On December 8, 1949 I sent by registered mail, Return receipt requested, deliver to Addressee only, my notice to-
gether with copy of summons and complaint to one Mae Lackey,
222 North Gannon Street, Lebanon, Pennsylvania, against
whom a suit is pending in the Circuit Court of Baldwin County,
Alabama.

The return receipt was returned to me on January 3, 1949,
signed not by Mae Lackey, Addressee, but signed by one (or
T. D.) Lackey.

I certified this receipt to the court, but the case has
been interrupted now because of the improper delivery and
signature on the return receipt.

I am today forwarding another notice with copy of said
summons and complaint to the same defendant, the said Mae Lackey
at 222 North Gannon Street, Lebanon, Pennsylvania, saying the
necessary fees for delivery to Addressee only, as was done in
the first case, and I will thank you to see that the proper
delivery is made this time.

Sincerely yours,

Stacy Pool
Secretary of State

ATTACHMENT.

The State of Alabama,
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Guy H. Milstead

Alice J. Duck
hath complained on oath to me, ROBERT S. DUCK, Clerk of Circuit Court of Baldwin County, Ala.,

that Mae Lackey

is justly indebted to the Plaintiff \$1000.00

Guy H. Milstead

in the sum of One thousand (\$1000.00) Dollars, and

_____ having made affidavit and given bond
as required by law, in such cases, you are hereby commanded to attach so much of the estate of
Mae Lackey

as will be of value sufficient to satisfy said debt and costs, according to the complaint; and such estate, so
attached unless replevied, so to secure, that the same may be liable to further proceedings thereon to be
had by the Circuit Court of Baldwin County, Ala., at a term thereof, to be held at the Court House of said
County, on _____ Monday of _____ 19348
next; when and where you must make known to said Court how you have executed this Writ.

WITNESS. my hand, this 27th day of Nov A. D. 19348

Alice J. Duck Clerk.

Received in Sheriff's Office
this 21 day of Nov., 1949
TAYLOR WILKINS, Sheriff

Entered By Taking into
my Possession one - 1941
Black Ford Four door
Sedan Tag No. Pa.
8-D.R. 90-11-27-48
Taylor Wilkins Sheriff
Zellie B. Griffin D.S.

No. 1274

ATTACHMENT

GUY H. MILSTEAD

Vs. { ATTACHMENT

MAE LACKEY

Issued 11-27, 1934B

MOORE PRINTING CO.,

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 J. D. Lusk
(Signature or name of addressee)

2 _____
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery Dec 9, 1947

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, 500
(G.O.)

POSTMARK OF DELIVERING
OFFICE

Return to Special Post, Secretary of State

Street and Number or Post Office Box 6000 1/2 1st Street, Montgomery, Alabama

REGISTERED ARTICLE

NO. 9-333
INSURED PARCEL

MONTGOMERY,

ALABAMA