

CHARLES E. DEESE

Plaintiff

vs.

A. A. CORTE AND SONS, a  
co-partnership composed of J. A.  
Corte, E. D. Corte, A. I. Corte,  
A. M. Corte, A. Corte, F. Corte  
and J. Corte

Defendant

IN THE CIRCUIT COURT

BALDWIN COUNTY

ALABAMA

AT LAW

NUMBER

COUNT ONE

Plaintiff claims of the defendant the sum of SEVEN HUNDRED FIFTY AND NO/100ths (\$750.00) DOLLARS damages for that heretofore and on, to-wit; June 16, 1948 an agent or servant of the Plaintiff was operating a motor vehicle belonging to the plaintiff upon Bellforest Road, a public highway of Alabama at Loxley, Alabama and an agent or servant of the defendant who was then and there acting within the line and scope of his authority and duty as such agent or servant was operating a truck westwardly along said road. At such time and place the agent or servant of the defendant negligently drove the truck he was operating upon and against the automobile of the plaintiff and as a direct and proximate consequence of the negligence aforesaid the plaintiff's automobile was damaged in this: the right side of the same was bent, smashed and damaged, the back of the same was bent and broken, the same was thrown out of alignment and plaintiff was deprived of the use of said motor vehicle for a great period of time, to-wit; one month, all to the plaintiff's damage in the amount claimed.

Wherefore plaintiff sues.

COUNT TWO

Plaintiff claims of the defendant the sum of SEVEN HUNDRED FIFTY AND NO/100th (\$750.00) DOLLARS damages for that heretofore, and on, to-wit: June 16, 1948 an agent or servant of the Plaintiff was operating a motor vehicle belonging to the plaintiff upon Bellforest Road, a public highway of Alabama at Loxley, Alabama and an agent or servant of the defendant who was then and there acting within the line and scope of his authority and duty as such agent or servant was operating a truck westwardly along said road. At such time and place the agent or servant of the defendant wilfully or wantonly injured the plaintiff by wilfully or wantonly driving said truck upon and against the motor vehicle of the plaintiff. Such wilful or wanton injury consisted in this: the right side of the same was bent, smashed and damaged, the back of the same was bent and broken, the same was thrown out of alignment and plaintiff was deprived of the use of said motor vehicle for a great period of time, to-wit: one month, all to the plaintiff's damage in the amount claimed.

Wherefore plaintiff sues.

Outlaw, Seale & Kilborn  
Attorneys for Plaintiff

Norborne C. Stone  
Attorneys for Plaintiff

The Plaintiff demands that this cause be tried by a jury.

Outlaw, Seale & Kilborn  
Attorneys for Plaintiff

LYONS, THOMAS & PIPES

ATTORNEYS AT LAW

517-519 FIRST NATIONAL BANK BUILDING

MOBILE 8 ALABAMA

JOSEPH H. LYONS  
DANIEL H. THOMAS  
SAM W. PIPES, III

July 12th, 1949.

Mrs. Alice J. Duck, Clerk  
Circuit Court of Baldwin County  
Bay Minette, Ala.

Re: Charles E. Deese v. A. A. Corte & Sons  
Marvin Hays v. A. A. Corte & Sons.

Dear Madam:

Kindly file the enclose appearances in the two  
above named cases. Thanking you, we are,

Very truly yours,

*Daniel H. Thomas*  
Daniel H. Thomas E.

DHT:ee

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA, }  
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 1353

----- TERM, 194-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon A. A. Corte & Sons, a co-partnership  
composed of J. A. Corte, E. D. Corte, A. I. Corte, A. M. Corte, A. Corte  
F. Corte, and J. Corte

to appear and plead, answer or demur, within thirty days from the service hereof, to the Complaint filed in

the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against A. A. Corte & Sons  
a co-partnership composed of J. A. Corte, E. D. Corte, A. I. Corte,  
A. M. Corte, A. Corte, F. Corte, and J. Corte, Defendant----

by CHARLES E. DEESE

\_\_\_\_\_, Plaintiff----

Witness my hand this 13th day of June 1949.

W. J. Luck, Clerk.

No. \_\_\_\_\_ Page \_\_\_\_\_

**THE STATE of ALABAMA,**  
BALDWIN COUNTY

**CIRCUIT COURT**

\_\_\_\_\_  
Plaintiffs

vs.

\_\_\_\_\_  
Defendants

**SUMMONS and COMPLAINT**

Filed \_\_\_\_\_, 194\_\_\_\_

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Plaintiff's Attorney

\_\_\_\_\_  
Defendant's Attorney

Moore Printing Co.

\_\_\_\_\_  
Defendant lives at

\_\_\_\_\_  
RECEIVED IN OFFICE

\_\_\_\_\_, 194\_\_\_\_

\_\_\_\_\_, Sheriff

I have executed this summons

this \_\_\_\_\_, 194\_\_\_\_

by leaving a copy with

\_\_\_\_\_  
Sheriff

\_\_\_\_\_  
Deputy Sheriff

CHARLES E. DEESE

Plaintiff

-vs-

A. A. CORTE AND SONS, a  
co-partnership composed of J. A.  
Corte, E. D. Corte, A. I. Corte,  
A. M. Corte, A. Corte, F. Corte  
and J. Corte

Defendant

) IN THE CIRCUIT COURT

) BALDWIN COUNTY

) ALABAMA

) AT LAW

) NUMBER

COUNT ONE

Plaintiff claims of the defendant the sum of SEVEN HUNDRED FIFTY AND NO/100ths (\$750.00) DOLLARS damages for that heretofore and on, to-wit; June 16, 1948 an agent or servant of the Plaintiff was operating a motor vehicle belonging to the plaintiff upon Bellforest Road, a public highway of Alabama at Loxley, Alabama and an agent or servant of the defendant who was then and there acting within the line and scope of his authority and duty as such agent or servant was operating a truck westwardly along said road. At such time and place the agent or servant of the defendant negligently drove the truck he was operating upon and against the automobile of the plaintiff and as a direct and proximate consequence of the negligence aforesaid the plaintiff's automobile was damaged in this: the right side of the same was bent, smashed and damaged, the back of the same was bent and broken, the same was thrown out of alignment and plaintiff was deprived of the use of said motor vehicle for a great period of time, to-wit; one month, all to the plaintiff's damage in the amount claimed.

Wherefore plaintiff sues.

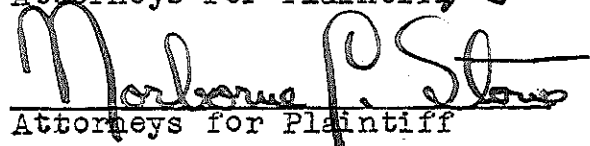
COUNT TWO

Plaintiff claims of the defendant the sum of SEVEN HUNDRED FIFTY AND NO/100ths (\$750.00) DOLLARS damages for that heretofore, and on, to-wit: June 16, 1948 an

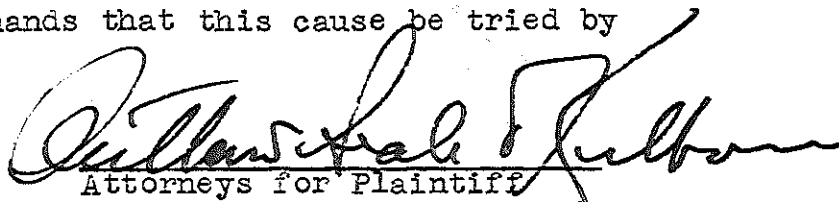
agent or servant of the Plaintiff was operating a motor vehicle belonging to the plaintiff upon Bellforest Road, a public highway of Alabama at Loxley, Alabama and an agent or servant of the defendant who was then and there acting within the line and scope of his authority and duty as such agent or servant was operating a truck westwardly along said road. At such time and place the agent or servant of the defendant wilfully or wantonly injured the plaintiff by wilfully or wantonly driving said truck upon and against the motor vehicle of the plaintiff. Such wilful or wanton injury consisted in this: the right side of the same was bent, smashed and damaged, the back of the same was bent and broken, the same was thrown out of alignment and plaintiff was deprived of the use of said motor vehicle for a great period of time, to-wit: one month, all to the plaintiff's damage in the amount claimed.

Wherefore plaintiff sues.

  
Attorneys for Plaintiff

  
Attorneys for Plaintiff

The plaintiff demands that this cause be tried by a jury.

  
Attorneys for Plaintiff

NO 135-3

Received in Sheriff's Office  
this 2 day of June 1949  
TAYLOR WILKINS, Sheriff

Charles E. Dees  
Plaintiff

VS.

A. A. Corte & Sons

Complaint

Filed 5-18-49

Beig French  
Clerk

Refiled 6-13-49

Beig French  
Clerk

Executed 6-4-49 1949  
by serving copy of within Summons and  
Complaint on

Ernest Corte agent for  
A. A. Corte & Sons

Taylor Wilkins Sheriff  
Edleigh Steadman Sheriff

dated 6-16-49 1949  
serving copy of within Summons and  
Complaint on

Ernest Corte agent for  
A. A. Corte & Sons

Taylor Wilkins Sheriff  
Edleigh Steadman Sheriff

CHARLES E. DEESE

Plaintiff

vs.

A. A. CORTE AND SONS, a  
co-partnership composed of  
J. A. CORTE, E. D. CORTE,  
A. IL CORTE, A. M. CORTE, A. CORTE  
F. CORTE AND J. CORTE.

Defendant.

) IN THE CIRCUIT COURT OF  
) BALDWIN COUNTIE, ALABAMA

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AT LAW NO. 1353.

We appear for the defendant with leave to plead, answer  
or demur specially.

  
ATTORNEYS FOR THE DEFENDANT.



1363

RECORDED

FILED

JUL 13 1949

ALICE J. DUCK, Clerk

copy mailed to  
Wright Chandler