

1647

ESTELLE MURPHY,) (
Plaintiff,) (IN THE CIRCUIT COURT OF
-vs-) (BALDWIN COUNTY, ALABAMA
CHARLES F. DLOUGHY,) (LAW SIDE
Defendant.) (

AGREED STATEMENT OF FACTS

Now comes the plaintiff and the defendant in the above styled cause and agree that the following is a true and correct statement of facts in said case.

That on the 15th day of April, 1951, Gracie Murphy, while riding as a passenger in an automobile driven by John B. Goldsmith, Jr., entered Alabama Highway 3 from a side road and that an automobile driven by Robert J. Dloughy was approaching the Town of Foley along Alabama Highway 3 proceeding Northward; that the car driven by John B. Goldsmith, Jr. did not stop at a stop sign while proceeding onto the highway and that the car driven by Robert J. Dloughy, which said car was owned by Charles F. Dloughy, was traveling at a high rate of speed and was unable to stop or to avoid the impact; that Gracie Murphy died as a proximate result of the injuries received in this collision; that Estelle Murphy is the mother of Gracie Murphy who was a minor sixteen years of age at the time of her death and that the father of Gracie Murphy is dead; that the defendant neither admits nor denies that Robert J. Dloughy was acting within the line and scope of his employment as the agent, servant or employee of Charles F. Dloughy, however, the plaintiff, Estelle Murphy, alleges and so states that Robert J. Dloughy was acting within the line and scope of his employment as agent, servant or employee of the defendant, Charles F. Dloughy.

The above being a true and correct statement of the facts in this case, it is hereby agreed upon as such by the parties thereto.

Estelle O. Murphy
Plaintiff

Attorney for Plaintiff

Charles F. Dloughy

By

his attorney

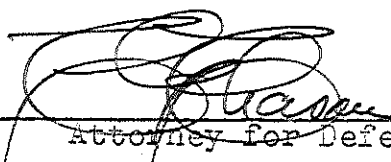
RECORDED

Filed: April 27, 1951

Jeffrey J. Mashburn, Jr.
Judge.

ESTELLE MURPHY,) (
Plaintiff,) (IN THE CIRCUIT COURT OF
-vs-) (BALDWIN COUNTY, ALABAMA
CHARLES F. DLOUGHY,) (LAW SIDE
Defendant.) (

Comes the defendant in the above styled cause and for answer
to the complaint saeth that he is not guilty of the matters alleged
therein.


Attorney for Defendant

No 1649

RECORDED

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ESTELLE MURPHY,

Plaintiff,

-vs-

CHARLES F. DLOUGHY,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE

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Filed: April 27, 1951.

Telfair J. Mashburn, Jr.
Judge.

STATE OF ALABAMA)
BALDWIN COUNTY) IN THE CIRCUIT COURT - LAW SIDE
TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Charles F. Dlouhy to appear within thirty (30) 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 Estelle Murphy.

WITNESS my hand this 27th day of April, 1951.

Amelia H. H. H.
Clerk

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- COMPLAINT -

ESTELLE MURPHY,) ()
Plaintiff,) (IN THE CIRCUIT COURT OF
-vs-) (BALDWIN COUNTY, ALABAMA
CHARLES F. DLOUGHY,) (LAW SIDE
Defendant.) ()

COUNT I

The plaintiff, Estelle Murphy, who brings and prosecutes this suit as mother of Gracie Murphy, a minor age sixteen years of age, now deceased, claims of the defendant, Charles F. Dloughy, the sum of Five Hundred Dollars (\$500.00) as damages, for that heretofore on, to-wit, April 15, 1951, Robert J. Dloughy, the agent, servant or employee of the defendant, and while acting within the line or scope of his employment as such agent, servant or employee, negligently ran an automobile belonging to the defendant upon or against an automobile in which Gracie Murphy was riding at or near the intersection of Alabama Highway 3 with a dirt road one-half (1/2) mile South of the South city limit line of the Town of Foley, and by reason thereof, and as the proximate result and consequence thereof,

the said Gracie Murphy was killed, hence this suit.

Estelle Murphy
Plaintiff

~~Attorney for Plaintiff~~

RECORDED

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SUMMONS AND COMPLAINT

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ESTELLE MURPHY,

Plaintiff,

-VS-

CHARLES F. DLOUGHY,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE

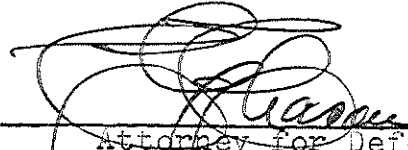
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Filed: ~~July~~ April 27,
1957.

Jeffrey J. Maslibung Jr.

ESTELLE MURPHY,) (
Plaintiff,) (IN THE CIRCUIT COURT OF
-vs-) (BALDWIN COUNTY, ALABAMA
CHARLES F. DLOUGHY,) (LAW SIDE
Defendant.) (

Comes the defendant in the above styled cause, by his attorney, and accepts service of summons and complaint on this the 27th day of April, 1951.


Attorney for Defendant

RECORDED

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ESTELLE MURPHY,

Plaintiff,

-VS-

CHARLES F. DLOUGHY,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE

() () () () () () () () ()

Filed: April 27, 1957.

J. J. Massie, Jr.
Judge.

ESTELLE MURPHY,

) (

Plaintiff,

) (

IN THE CIRCUIT COURT OF

-vs-

) (

BALDWIN COUNTY, ALABAMA

CHARLES F. DLOUGHY,

) (

LAW SIDE

Defendant.

) (

This day came the plaintiff ~~and the~~ and the defendant by his attorney, and issue being joined by the parties, and no demand for jury trial having been made, and an agreed statement of facts having been filed in said cause, and the evidence in said case having been duly considered, it is, therefore, considered, ordered and adjudged by the Court that the plaintiff have and recover of the defendant the said sum of Five Hundred Dollars (\$500.00) together with the costs of court in this behalf expended, for all of which execution may issue.

Telfair J. Mashburn, Jr.
Telfair J. Mashburn, Jr.
Circuit Judge

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Minute Book

Filed: April 27, 1951

Telfair J. Mashburn, Jr.
Judge