

JOHNNY L. STEPP,

Plaintiff,

-vs-

WILLIAM H. DEARBORN,

Defendant,

* IN THE CIRCUIT COURT OF
* BALDWIN COUNTY, ALABAMA.

* AT LAW.

* NO. 1797

COUNT ONE:

Plaintiff claims of the defendant the sum of Seven Hundred Fifty and no/100 (\$750.00) Dollars as damages for that heretofore on, to-wit, the 11th day of May, 1951, the defendant so negligently operated a motor vehicle westwardly on U. S. Highway 90 a public highway in Baldwin County, Alabama, at or near Woodhaven Dairy near Robertsedale, Alabama, as to cause or to allow said motor vehicle to collide with or run against the automobile of the plaintiff which was then being driven in a westwardly direction on U. S. Highway No. 90 at said time and place, and as a direct and proximate consequence of said negligence, plaintiff's automobile was badly bent, broken and damaged to the injury of the plaintiff, hence this suit.

Howell + Johnston
ATTORNEYS FOR PLAINTIFF

DEFENDANT'S ADDRESS:

Route 1
Silver Hill, Alabama

NO 1797

Executed April 25, 1952,
By Sewing Copy on
William, H. Dearborn

Johnny L. Stepp

vs.

William H. Dearborn
Silverhill

Sheriff
Taylor Wilkins
By
Edleigh Steadham

FILED

APR 25 1952

ALICE J. DUCK, Clerk

JOHN L. (JOHNNY) STEPP,) IN THE CIRCUIT COURT
Plaintiff,)
) OF
vs.)
) BALDWIN COUNTY, ALABAMA
W. H. DEARBORN,)
Defendant.) AT LAW.

INTERROGATORIES PROPOUNDED TO PLAINTIFF BY DEFENDANT

Comes now Defendant in the above styled cause and propounds the following separate and several interrogatories to the Plaintiff therein:

1. Please state your name, age, place of residence and place of employment.
2. Please state whether or not you were involved in an accident on the 11th day of May, 1951 on U. S. Highway 90 at or near Robertsedale, Alabama, which accident also involved a truck of Wookhaven Dairy.
3. State in detail the city and street address which was the beginning of the trip or journey which you were taking at the scene of the alleged accident. Give the same information as to proposed destination of said journey or trip.
4. State in detail the purpose of the trip or journey which you were taking at the time of the alleged accident.
5. State whether or not you had drunk any intoxicating beverages within six hours prior to the time that this accident occurred and if you answer is in the affirmative, describe the beverage and state how much you had to drink of it and, as nearly as you can, just how many yours or minutes

such drink was taken before the accident occurred.

6. Did the automobile involved in this collision belong to you?

7. Who was driving said automobile at the time of this accident?

8. Describe in detail the damage done to your automobile.

9. Has your automobile been repaired as of this time?

10. If so, who repaired it?

11. Is it not a fact that the driver of this car was on an errand or business for you at the time of this accident?

12. Approximately what time did this accident occur?

13. Give the names of all parties who were in your automobile at the time this accident occurred.

14. Did you arrive at the scene of this accident within a reasonable time after the accident occurred?

15. Did this accident happen on a hill? Did this accident happen on a curve?

16. Approximately how far from the scene of this accident is the Woodhaven Dairy?

17. How long have you been driving an automobile?

18. How long had the steering apparatus of your automobile been defective prior to the time of this collision?

19. Have you questioned all the occupants of this automobile to determine just how this accident happened?

20. What was the condition of the highway at the time of this accident? Wet or dry?

21. Was the highway level with the shoulders of said highway at the point of the accident; fifty feet north and south of the point of the accident; one hundred feet north and south of the point of the accident?

22. Is it not a fact that your car has been repaired and those repairs paid by one other than you?

23. If these repairs were made by one other than you state who made them and the cost of such repairs.

24. State whether or not you have been paid any sum of money by an insurance company for the damage done to your automobile.

25. State whether or not any sum of money was loaned to you by an insurance company to cover the cost of damage to your automobile.

Large, Twitty, Armbricht & Jackson
Marshall J. DeMouy
Attorneys for Defendant

STATE OF ALABAMA)

COUNTY OF MOBILE)

Before me, the undersigned authority in and for said County and State, this day personally appeared Marshall J. DeMouy who, being by me first duly sworn, thus depose and say that he is one of the attorneys of record for the Defendant in the above styled cause and as such has authority to make this affidavit; that the answers of the Plaintiff to the above and foregoing interrogatories will be material testimony for the Defendant in said cause.

Marshall J. DeMouy
Marshall J. DeMouy

SUBSCRIBED and SWORN to before me
this 8th day of April, 1953

Merlene Schultz
Notary Public, Mobile County, Alabama.

State of Ala. at Large

Service accepted this 8TH day of April 1953.

Howe
W. I. O. Howe

1797

FILED

8-10-58
WILL L. DUCK, Clerk

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State of Alabama---Mobile County

CIRCUIT COURT, OCTOBER TERM 1952

JOHNNY L. STEPP,

Plaintiff,

vs.

WILLIAM H. DEARBORN,

Defendant

Mobile, Ala., May 21 19 52

INCE, TWITTY, ARMBRECHT & JACKSON appear for

WILLIAM H. DEARBORN Defendants

in the above entitled cause and reserve the right to demur or plead specially.

Ince, Twitty, Armbricht & Jackson
Marshall J. DeMouy
Attorney for

No. 1297

APPEARANCE

vs.

Filed in Office

FILED

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MAY 22 1952

ALICE A. DUCK, Clerk

Clerk

STATE OF ALABAMA) TO ANY SHERIFF OF THE
BALDWIN COUNTY) STATE OF ALABAMA.

You are hereby commanded to summon William H. Dearborn 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 Johnny L. Stepp.

Witness my hand, this 25th day of April, 1952.

W. L. Dearborn
CLERK, CIRCUIT COURT, BALDWIN
COUNTY, ALABAMA.