

LYONS, PIPES & COOK

ATTORNEYS AT LAW

517 FIRST NATIONAL BANK BUILDING

MOBILE 8, ALABAMA

JOSEPH H. LYONS
SAM W. PIPES, III
WALTER M. COOK

May 21, 1952

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

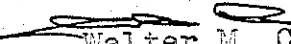
Re:
Case No. 1804
Wagner vs Farley, Inc.

Dear Mrs. Duck:

Enclosed please find check in the sum of \$2.00 in payment of your recent cost bill. Although your assistant advised that only one copy was required by your office, apparently you will require an additional copy for the purpose of forwarding the same on to the Commission. We therefore herewith enclose an additional copy which after completion of the reverse side thereof by you, we ask that you at once forward this copy on to the Workmen's Compensation Bureau, Montgomery, Alabama.

Yours truly,

LYONS, PIPES & COOK


Walter M. Cook

WMC:mp

(Physician's Certificate should be executed and signed in each case)

STATE OF ALABAMA,
County of Mobile } ss.

PHYSICIAN'S CERTIFICATE

I, W. C. Hannon, M. D., residing at Mobile, Alabama.,
certify that I am a physician duly licensed to practice in the State of Alabama; that I professionally
attended Josiah P. Wagner, the person described as employee in the
foregoing instrument; that his injury and the nature and extent of his disability are as follows:
Injury to back resulting in an estimated permanent disability of 25%.

Subscribed and sworn to before me this 15th
day of May, 1945
A. H. Bailey
Notary Public,
Mobile County, Alabama.
My commission expires _____

W. C. Hannon M. D.

STATE OF ALABAMA,
County of Baldwin } ss.

IN THE CIRCUIT COURT.

IN THE MATTER OF COMPENSATION FOR INJURY

To Josiah P. Wagner Employee.
Against L. E. FARLEY, INC. Employer.

ORDER
APPROVING SETTLEMENT
AND
PETITION.

Upon reading and filing the foregoing joint petition, agreement, and settlement of the parties, and being fully advised in the premises, and it appearing that the allegations of said petition are true and that said settlement is substantially in accordance with the provisions of the Workmen's Compensation Law of Alabama.

IT IS ORDERED that the said petition, settlement, and release be, and the same hereby are approved, and that the parties in all things conform thereto.

Dated at Bay Minette, Alabama,
May 15th, 1945

J. J. M. M. M. M. M.
Judge

1804
RECORDED

STATE OF ALABAMA

County of _____

CIRCUIT COURT

IN THE MATTER OF COMPENSATION
FOR INJURY

To _____

Employee.

Against _____

Employer.

SETTLEMENT AND PETITION AND
ORDER APPROVING
DISABILITY

Filed on this 15th day of _____

A. D. 1945

at _____ o'clock _____ M. in this office

Clerk.

By _____

Deputy.

BROWN PRINTING CO., MONTGOMERY, 1945

**SETTLEMENT, PETITION, PHYSICIAN'S CERTIFICATE, AND JUDGE'S ORDER OF
APPROVAL, UNDER WORKMEN'S COMPENSATION LAW OF ALABAMA**

APPROVED BY CHIEF JUSTICE SUPREME COURT OF ALABAMA, JANUARY 3, 1940

STATE OF ALABAMA,

County of Baldwin

ss.

IN THE MATTER OF COMPENSATION FOR INJURY

To Josiah P. Wagner

Employee.

Against L. E. Farley, Inc.

Employer.

SETTLEMENT
AND
PETITION.

The undersigned being the only parties interested in the above entitled matter, hereby petition the Court for approval of the following agreement and settlement, and agree and represent to the Court as follows:

That they are subject to the provisions of the Workmen's Compensation Law of Alabama, as amended. That the said employee, aged 35, residing at Bay Minette,
Alabama, who ~~can~~ read and understand the English language, did on the 7th day of February 1952 on or about 8:30 o'clock A. M., sustain injury by accident while employed by said employer, which injury occurred at 6 Miles west of Bay Minette resulting in 25% Permanent partial disability disability of said employee and consisted of
(Specify disability extent and type)
Injury to back

That said employee was receiving, at the time of injury, wages at the rate of \$ 90.00 per week.

Therefore, it is hereby agreed that the employee is entitled to and shall receive compensation for said injury from the employer beginning February 14 1952, at the rate of \$ 23.00 per week ~~during disability~~ payable as follows: 8 weeks paid and the balance of 67 weeks payable in a lump sum commuted at 4%, being \$1502.57 and \$800.00 for medical expenses, all to be paid upon approval of this petition.

; all subject to the limitations of said Act, and the employee agrees to give proper receipts for each payment made hereunder.

The employee acknowledges that he has received to date medical and surgical treatment and benefits given by said Act ~~and the employer agrees to continue to furnish the same, if any be necessary, to the extent and in the manner required by said Act.~~ The employee agrees to present himself for examination, or if physically unable to do so, to submit to examination by the physician or physicians designated by the employer, when requested.

This settlement is substantially in accordance with Sections 7550 and 7551 of the 1923 Code of Ala., as amended. When all payments hereunder have been made the employer shall be, and hereby is released from all claims on account of said injury, under said Act or otherwise. This settlement contains the whole agreement between the parties hereto.

Dated at Bay Minette

May

15th

1952

Josiah P. Wagner

Employee.

L. E. FARLEY, INC.,

Employer.

By [Signature]

STATE OF ALABAMA,

County of Baldwin

ss.

On this 15th day of May

, A. D. 1952 before me, a Notary Public within

and for said County and State, personally appeared Josiah P. Wagner to me known to be the identical person described in and who executed the foregoing instrument as employee, and acknowledged that the same is true; and that after reading the same or having the same read to him, and with a full understanding of the terms and the effect thereof, he executed the same as his free act and deed and for the uses and purposes therein expressed, and as a full settlement of all claims on account of said injury.

Notary Public, Baldwin County, Alabama.

My commission expires March 8, 1955

(Physician's Certificate on reverse should be executed and signed)

**SETTLEMENT, PETITION, PHYSICIAN'S CERTIFICATE, AND JUDGE'S ORDER OF
APPROVAL, UNDER WORKMEN'S COMPENSATION LAW OF ALABAMA**

APPROVED BY CHIEF JUSTICE SUPREME COURT OF ALABAMA, JANUARY 3, 1940

STATE OF ALABAMA,

County of Baldwin } ss.

IN THE MATTER OF COMPENSATION FOR INJURY

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Against L. E. Farley, Inc. Employer.

SETTLEMENT
AND
PETITION.

The undersigned being the only parties interested in the above entitled matter, hereby petition the Court for approval of the following agreement and settlement, and agree and represent to the Court as follows:

That they are subject to the provisions of the Workmen's Compensation Law of Alabama, as amended. That the said employee, aged 35, residing at Bay Minette,
Alabama, who ~~cannot~~ ^{can} read and understand the English language, did on the 7th day of February 1952 on or about 8:30 o'clock A. M., sustain injury by accident while employed by said employer, which injury occurred at 6 miles west of Bay Minette resulting in 25% Permanent partial disability disability of said employee and consisted of
(Specify disability extent and type)
Injury to back

That said employee was receiving, at the time of injury, wages at the rate of \$ 90.00. per week.

Therefore, it is hereby agreed that the employee is entitled to and shall receive compensation for said injury from the employer beginning February 14 1952, at the rate of \$ 23.00. per week ~~during disability~~ payable as follows: 8 weeks paid and the balance of 67 weeks for 75 weeks ~~payable in a lump sum commuted at 4%, being \$1502.57 and \$800.00 for medical expenses, all to be paid upon approval of this petition.~~

; all subject to the limitations of said Act, and the employee agrees to give proper receipts for each payment made hereunder.

The employee acknowledges that he has received to date medical and surgical treatment and benefits given by said Act ~~and the employer agrees to continue to furnish the same, if any be necessary, to the extent and in the manner required by said Act.~~ The employee agrees to present himself for examination, or if physically unable to do so, to submit to examination by the physician or physicians designated by the employer, when requested.

This settlement is substantially in accordance with Sections 7550 and 7551 of the 1923 Code of Ala., as amended. When all payments hereunder have been made the employer shall be, and hereby is released from all claims on account of said injury, under said Act or otherwise. This settlement contains the whole agreement between the parties hereto.

Dated at Bay Minette

May 15th 1952

Josiah P. Wagner

Employee.

L. E. FARLEY, INC.,

Employer.

By Sam H. Jones

STATE OF ALABAMA,

County of Baldwin } ss.

On this 15th day of May, A. D. 1952, before me, a Notary Public within

and for said County and State, personally appeared Josiah P. Wagner to me known to be the identical person described in and who executed the foregoing instrument as employee, and acknowledged that the same is true; and that after reading the same or having the same read to him, and with a full understanding of the terms and the effect thereof, he executed the same as his free act and deed and for the uses and purposes therein expressed, and as a full settlement of all claims on account of said injury.

Emmie Garner
Notary Public, Baldwin County, Alabama.

My commission expires March 8, 1955

(Physician's Certificate on reverse should be executed and signed)

1804

(Physician's Certificate should be executed and signed in each case)

STATE OF ALABAMA,
County of Mobile } ss.

PHYSICIAN'S CERTIFICATE

I, W. C. Hannon, M. D., residing at Mobile, Alabama.,
certify that I am a physician duly licensed to practice in the State of Alabama; that I professionally
attended Josiah P. Wagner, the person described as employee in the
foregoing instrument; that his injury and the nature and extent of his disability are as follows:
Injury to back resulting in an estimated permanent disability of 25%.

Subscribed and sworn to before me this 15th
day of May, 1952
W. C. Hannon
Notary Public,
County, Alabama.

X W. C. Hannon M. D.

My commission expires _____
STATE OF ALABAMA,
County of Baldwin } ss.

IN THE CIRCUIT COURT.

IN THE MATTER OF COMPENSATION FOR INJURY

To Josiah P. Wagner Employee.
Against L. E. FARLEY, INC. Employer.

ORDER
APPROVING SETTLEMENT
AND
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being fully advised in the premises, and it appearing that the allegations of said petition are true and
that said settlement is substantially in accordance with the provisions of the Workmen's Compensation
Law of Alabama.

IT IS ORDERED that the said petition, settlement, and release be, and the same hereby are approved,
and that the parties in all things conform thereto.

Dated at Bay Minette, Alabama,
May 15th, 1952

Julius J. Mashburn, Jr.
Judge.

STATE OF ALABAMA

County of _____

CIRCUIT COURT

IN THE MATTER OF COMPENSATION
FOR INJURY

To _____

Employee.

Against _____

Employer.

SETTLEMENT AND PETITION AND

ORDER APPROVING

DISABILITY

Filed on this 15th day of _____

A. D. 1952

at _____ M. in this office

o'clock

Clerk.

By _____

Deputy.

BROWN PRINTING CO., MONTECHERY, 1915