

HERBERT HUMPHREY,
a minor, suing by next
friend and father,
W. R. HUMPHREY,

Plaintiff,

vs.

WALLACE J. FRAZIER and
ANIMAL TRAP COMPANY OF
MISSISSIPPI, a Corporation,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LAW SIDE.

NO. 1950.

Come the Defendants in the above styled cause, by their
Attorneys, and for answer to the Complaint filed in the above
styled cause, say:

That they are not guilty of the matters alleged
therein.

CHASON AND STONE

BY:

Marlene S. Stone
Attorneys for Defendants.

RECORDED

FILED

3-19-53 -

ALICE J. DUCK, Clerk

SUMMONS AND COMPLAINT

STATE OF ALABAMA)

BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons WALLACE J. FRAZIER and ANIMAL TRAP COMPANY OF MISSISSIPPI, a Corporation, 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 HERBERT HUMPHREY, a minor, suing by next friend and father, W. R. HUMPHREY.

Witness my hand, this _____ day of March, 1953.

Clerk

HERBERT HUMPHREY, a minor, suing
by next friend and father, W. R. HUMPHREY,

Plaintiff,

VS.

WALLACE J. FRAZIER and ANIMAL TRAP
COMPANY OF MISSISSIPPI, a corporation,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW

CASE NO. _____

COUNT ONE:

The Plaintiff claims of the Defendants the sum of

\$3,000 -

DOLLARS as damages, for that here-

tofore, on, to-wit: July 2, 1952, the Plaintiff was lawfully riding a bicycle along a public Highway in Baldwin County, a place where he had a right to be, to-wit: Alabama Highway Numbered 3 about two and one-half miles North of the Town of Loxley, Alabama, and that then and there Wallace J. Frazier, the servant, agent or employee of the Defendant, ANIMAL TRAP COMPANY OF MISSISSIPPI, a corporation, while acting within the line and scope of his employment negligently did run the automobile he was driving into the bicycle the Plaintiff was riding and as a direct proximate consequence and result of said negligence the Plaintiff was injured, his nervous system was greatly shocked and impaired and was permanently shocked and impaired, he was made sick and sore for a long period of time, he suffered bruises, cuts and contusions, his legs were broken, his physical stamina was impaired and permanently impaired, he was caused to suffer great physical pain and mental anguish.

He was put to much trouble, annoyance, inconvenience, and loss of time in an effort to heal and cure his said wounds and injuries all to the loss of the Plaintiff in the aforesaid amount.

COUNT TWO: The Plaintiff claims of the Defendants the sum of \$3,000 - DOLLARS as damages, for that heretofore, on,

to-wit: July 2, 1952, the Plaintiff was lawfully riding a bicycle along a public Highway in Baldwin County, a place where he had a right to be, to-wit: Alabama Highway Numbered 3 about two and a half miles North of the Town of Loxley, Alabama, and that then and there Wallace J. Trazier, the servant, agent or employee of the Defendant, ANIMAL TRAP COMPANY OF MISSISSIPPI, a corporation, while acting within the line and scope of his employment did wantonly run the automobile he was driving into the bicycle the Plaintiff was riding, and as a direct proximate consequence and result of said wanton act the Plaintiff was wantonly injured his nervous system was greatly shocked and impaired and was permanently shocked and impaired, he was made sick and sore for a long period of time, he suffered bruises, cuts and contusions, his legs were broken, his physical stamina was impaired and ~~permanently impaired, he was caused to suffer great physical pain and mental~~ anguish. He was put to much trouble, annoyance, inconvenience, and loss of time in an effort to heal and cure his said wounds and injuries all to the loss of the Plaintiff in the aforesaid amount.

Robert M B Rantley
Attorney for the Plaintiff

RECORDED *W 1960*
Complains

Herbert Humphrey,
a minor, suing by
next friend & father,
W. R. Humphrey
Plaintiff

vs

Wallace J. Frazer &
Animal Trap Co. of Minn.
& Corp.
Defendant

FILED

3-19-53

ALICE L. DICK, Clerk