

TELFAIR J. MASHBURN, JR.

ATTORNEY AT LAW
DAHLBERG BUILDING
PHONE: 4661
BAY MINETTE, ALA.

1995

STATE OF ALABAMA, 0
 0 TO ANY SHERIFF OF THE STATE OF ALABAMA:
COUNTY OF BALDWIN. 0"

You are hereby commanded to summon HENRY WILLIAMS 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 ALLIE CAROLYN THORNTON.

Witness my hand this 30th day of May, 1953.

Deirdre Wick
CLERK.

ALLIE CAROLYN THORNTON,	0	
	0	
Plaintiff,	0	IN THE CIRCUIT COURT OF
	0	
VS.	0	BALDWIN COUNTY, ALABAMA.
	0	
HENRY WILLIAMS,	0	
	0	AT LAW.
Defendant.	0	

C O U N T O N E .

The Plaintiff claims of the Defendant the sum of \$1,000.00 as damages for that, heretofore, on to-wit: March 13, 1953, at about 7:00 P. M., the husband of the Plaintiff was operating the Plaintiff's automobile on a public highway, viz: U. S. Highway No. 90 and 31, at a point about 1564 feet West of the Appalachian River Bridge, near the front of Billup's Filling Station on the Mobile Bay Causeway, in Baldwin County, Alabama, where he had a right to be, and the Defendant, HENRY WILLIAMS, so negligently operated a motor vehicle then and there, as to cause said motor vehicle he was operating to run over, upon or against the Plaintiff's automobile, which Plaintiff's husband was operating; and Plaintiff avers that as a proximate consequence thereof numerous parts of her said automobile were broken up and damaged, the left front fender was bent, the front grille was bent and damaged and had to be replaced, the front bumper was bent, the right front fender was ruined, the right front door was bent and damaged, the motor was bent and damaged, the steering apparatus was bent and damaged, the radio was damaged and had to be repaired, the frame was bent and damaged,

TELEFAIR J. MASHBURN, JR.

ATTORNEY AT LAW
DAHLBERG BUILDING
PHONE: 4661
BAY MINETTE, ALA.

the hood was bent and damaged, and the headlights were bent and broken; and said automobile was rendered less useful and valuable to the Plaintiff; and Plaintiff was forced to expend large sums of money for the repair of said automobile. And Plaintiff avers that all of her damages were caused as a proximate consequence of the said negligence of the said Defendant, in and about the negligent operation of said motor vehicle at the time and place, and on the occasion aforesaid; hence this suit.

C O U N T Y N O.

The Plaintiff claims of the Defendant the sum of \$1,000.00 as damages for that, heretofore, on to-wit: March 13, 1953, at about 7:00 P. M., the Plaintiff's automobile was being operated along and upon U. S. Highway No. 90 and 31, at a point about 1564 feet West of the Appalachian River Bridge, a public highway in Baldwin County, Alabama, and the Defendant, HENRY WILLIAMS, so negligently operated a motor vehicle then and there as to cause said motor vehicle he was operating to collide with Plaintiff's automobile; and Plaintiff avers that as a proximate consequence thereof her said automobile was greatly damaged and rendered much less valuable to her: The hood, front axle, front bumper, engine, radio, left front fender, right front fender, the steering gear, and other parts of the Plaintiff's automobile were broken, bent, smashed, or otherwise damaged and injured, all to the damage of the Plaintiff as aforesaid. And Plaintiff alleges that her said damages to her said automobile were proximately caused by the negligence of the defendant, in that he negligently caused, allowed or permitted his said motor vehicle to collide with plaintiff's automobile; wherefore she sues.

Telefair J. Mashburn, Jr.
Attorney for Plaintiff.

MR. THORNTON, J. M. THORNTON

WALL & HAZARD
DARTMOUTH BUILDING
ALBANY, N. Y.

PHONE: 4881

BY MAIL, N. Y.

Plaintiff
Defendant

ALLIE CAROLYN THORNTON,

HENRY WILLIAMS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

SUMMONS AND COMPLAINT.

MAY 18 1935

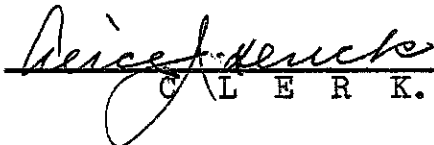
...and ...

ALLIE CAROLYN THORNTON
BALDWIN COUNTY, ALABAMA

STATE OF ALABAMA, 0
 0 TO ANY SHERIFF OF THE STATE OF ALABAMA:
COUNTY OF BALDWIN. 0"

You are hereby commanded to summon HENRY WILLIAMS 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 ALLIE CAROLYN THORNTON.

Witness my hand this 18th day of May, 1953.


C E R K.

ALLIE CAROLYN THORNTON,	0	
	0	
Plaintiff,	0	IN THE CIRCUIT COURT OF
	0	
VS.	0	BALDWIN COUNTY, ALABAMA.
	0	
HENRY WILLIAMS,	0	AT LAW.
	0	
Defendant.	0	

C O U N T O N E.

The Plaintiff claims of the Defendant the sum of \$1,000.00 as damages for that, heretofore, on to-wit: March 13, 1953, at about 7:00 P. M., the husband of the Plaintiff was operating the Plaintiff's automobile on a public highway, viz: U. S. Highway No. 90 and 31, at a point about 1564 feet West of the Appalachee River Bridge, near the front of Billup's Filling Station on the Mobile Bay Causeway, in Baldwin County, Alabama, where he had a right to be, and the Defendant, HENRY WILLIAMS, so negligently operated a motor vehicle then and there, as to cause said motor vehicle he was operating to run over, upon or against the Plaintiff's automobile, which Plaintiff's husband was operating; and Plaintiff avers that as a proximate consequence thereof numerous parts of her said automobile were broken up and damaged, the left front fender was bent, the front grille was bent and damaged and had to be replaced, the front bumper was bent, the right front fender was ruined, the right front door was bent and damaged, the motor was bent and damaged, the steering apparatus was bent and damaged, the radio was damaged and had to be repaired, the frame was bent and damaged,

the hood was bent and damaged, and the headlights were bent and broken; and said automobile was rendered less useful and valuable to the Plaintiff; and Plaintiff was forced to expend large sums of money for the repair of said automobile. And Plaintiff avers that all of her damages were caused as a proximate consequence of the said negligence of the said Defendant, in and about the negligent operation of said motor vehicle at the time and place and on the occasion aforesaid; hence this suit.

C O U N T T W O .

The Plaintiff claims of the Defendant the sum of \$1,000.00 as damages for that, heretofore, on to-wit: March 13, 1953, at about 7:00 P. M., the Plaintiff's automobile was being operated along and upon U. S. Highway No. 90 and 31, at a point about 1564 feet West of the Appalachian River Bridge, a public highway in Baldwin County, Alabama, and the Defendant, HENRY WILLIAMS, so negligently operated a motor vehicle then and there as to cause said motor vehicle he was operating to collide with Plaintiff's automobile; and Plaintiff avers that as a proximate consequence thereof her said automobile was greatly damaged and rendered much less valuable to her: The hood, front axle, front bumper, engine, radio, left front fender, right front fender, the steering gear, and other parts of the Plaintiff's automobile were broken, bent, smashed, or otherwise damaged and injured, all to the damage of the Plaintiff as aforesaid. And Plaintiff alleges that her said damages to her said automobile were proximately caused by the negligence of the defendant, in that he negligently caused, allowed or permitted his said motor vehicle to collide with plaintiff's automobile; wherefore she sues.

Jeffrey A. Madbury
Attorney for Plaintiff.

Received in Sheriff's Office
this 18 day of May 1953
TAYLOR WILKINS, Sheriff

Presented 16/18 1953
Serving copy of within Summons and
Complaint on

Henry Williams

Taylor Wilkins Sheriff
W. H. Wall Deputy Sheriff

RECORDED 701990

ALLIE CAROLYN THORNTON,
Plaintiff,

VS.

HENRY WILLIAMS,
Henry Williams Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

NO. _____

SUMMONS AND COMPLAINT.

FILED
MAY 18 1953
JUDGE J. DICK, Clerk

TELFAIR J. MASHBURN, JR.
ATTORNEY-AT-LAW
BAY MINETTE, ALABAMA

Def's. Address: Daphne

WRIT

CLAUDE L. BUXTON,

Plaintiff,

VS.

RUDOLPH VINSON,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW

CASE NO. _____

TO FRANK P. PROPST, JUSTICE OF THE PEACE FOR BALDWIN COUNTY:

We, being willing for certain causes to be certified of a certain cause pending before you wherein Claude L. Buxton is Plaintiff and Rudolph Vinson is defendant, do therefore command you to send up to the present term of the Circuit Court of Baldwin County, Alabama, on the 11th day of June, 1953, all of the original papers in said cause, together with a statement signed by you of the said cause and the judgment therein rendered by you, that we may further cause to be done thereupon what of right, according to the Constitution and laws of this State, ought to be done.

Witness my hand this the 24th day of May, 1953.

Archie H. Henshaw
Clerk of the Circuit Court.

Received in office _____, 1953.

Sheriff

Executed by serving a copy of the within on Frank P. Propst, Justice of the Peace of Baldwin County, Alabama.

Sheriff

Deputy Sheriff

Received in Sheriff's Office
This 25 day of May 1953
TAYLOR WILKINS, Sheriff

201997

White

Received _____ day of _____ 19____
and on 30 day of May 1953
I served a copy of the within _____ on _____

By service on Frank P. Thompson

TAYLOR WILKINS, Sheriff
By Paul D. Leeds

BOND

STATE OF ALABAMA

BALDWIN COUNTY

0
0
0

Know All Men By These Presents, That we, Rudolph Vinson, S.W. Jacobs

A.L. Lee

are held and firmly bound unto

in the sum of TWO HUNDRED AND

FIFTY (\$250.00) DOLLARS, for the payment of which, sell and truly to be made, we bind ourselves and each of us, our heirs, executors and administrators, jointly and severally.

Sealed with our seals and dated the 22nd day of May, 1953.

The condition of the above obligation is such that, whereas, the said Claude L. Buxton has obtained a judgment before the Honorable Frank P. Propst, a Justice of the Peace for Precinct 4th of said County, on the 21st day of March, 1953, against the said Rudolph Vinson for the sum of NINETY-NINE (\$99.00) DOLLARS, and costs, concerning which judgment the said Rudolph Vinson, has obtained a writ of certiorari returnable to the Circuit Court of said county for the removal of a certain judgment rendered against him and in favor of Claude L. Buxton, by Frank P. Propst, a justice of the peace in and for said county:

Now, therefore, if the said Rudolph Vinson shall pay such judgment as may be rendered against him by the said court to which said cause is removed, then this obligation to be void; otherwise to remain in full force and effect.

Rudolph Vinson (SEAL)

S.W. Jacobs (SEAL)

A.L. Lee (SEAL)

Approved this the 25th day of May, 1953.

Eric French
Circuit Clerk

JUDGE'S ORDER TO CLERK

CLAUDE L. BUXTON,

Plaintiff,

VS.

HUDOLPH VINSON,

Defendant.

1

2

3

4

5

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW

CASE NO. _____

TO ALICE J. DUCK, CLERK OF THE CIRCUIT COURT OF BALDWIN COUNTY:-

Upon the Petitioner entering into bond in the sum of _____

_____ DOLLARS, payable to the Plaintiff, and conditioned

to pay such costs and damages that Plaintiff may suffer by reason of the writ of certiorari, let a writ of common-law certiorari, as prayed for in the above petition issue.

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

JUDGE

JUDICIAL ORDER

TO THE COURT OF THE
COUNTY OF
ALABAMA
IN THE
CITY OF

CHARLES J. BROWN
Plaintiff
vs.
MICHAEL H. BROWN
Defendant

THE COURT OF THE COUNTY OF ALABAMA, IN THE CITY OF

ORDER OF THE COURT OF THE COUNTY OF ALABAMA, IN THE CITY OF

ORDER OF THE COURT OF THE COUNTY OF ALABAMA, IN THE CITY OF

ORDER OF THE COURT OF THE COUNTY OF ALABAMA, IN THE CITY OF

IN WITNESS WHEREOF

JUDGE'S ORDER TO CLERK

CLAUDE L. BUXTON,

Plaintiff,

VS.

RUDOLPH VINSON,

Defendant.

§

§

§

§

§

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW.

CASE NO. _____

TO ALICE J. DUCK, CLERK OF THE CIRCUIT COURT OF BALDWIN COUNTY:-

Upon the Petitioner entering into bond in the sum of Two

Hundred fifty DOLLARS, payable to the Plaintiff, and conditioned to pay such costs and damages that Plaintiff may suffer by reason of the writ of certiorari, let a writ of common-law certiorari, as prayed for in the above petition issue.

Witness my hand this the 18 day of May, 1953.

Hubert M. Hall
JUDGE

FILED
MAY 18 1953
ALICE J. DUCK, Register

EX PARTE: RUDOLPH VINSON

V S

CLAUDE L. BUXTON

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

TO THE HONORABLE H. M. HALL, JUDGE OF SAID COURT:

Your Petitioner, Rudolph Vinson, respectfully shows unto Your Honor that on the 21st day of March, 1953, a judgment was rendered against him in favor of one Claude L. Buxton by Frank P. Propst, a Justice of the Peace of said County in the sum of NINETY-NINE (\$99.00) DOLLARS, together with ELEVEN AND 53/100 (\$11.53) DOLLARS, in a suit pending before said Justice wherein the said Claude L. Buxton is Plaintiff and your Petitioner is Defendant.

Your Petitioner avers that said judgment is erroneous, unjust and unwarranted in this viz., in that the Petitioner is not indebted to Claude L. Buxton in the amount sued for nor in any amount, and that your Petitioner did not appeal said case within the time prescribed by law because he did not know, and without any fault on his part, until more than five days had elapsed that a judgment had been rendered against him.

Wherefore, your Petitioner prays that your Honors will order a writ of certiorari to issue in said cause to the Honorable Frank P. Propst, Justice of the Peace in and for precinct number 4, Baldwin County, Alabama, returnable to the Circuit Court of Baldwin County, Alabama, as required by law in order that justice may be done in the premises.

Rudolph Vinson
Petitioner

Sworn to and subscribed before me this the 18 day of May, 1953.

William M. Brantley
Notary Public, Baldwin County, Alabama.

6661

FILED
MAY 18 1953
ALICE J. DUCK, Register

THE STATE OF ALABAMA

Baldwin County

IN THE JUSTICE COURT OF

Frank P. Probst

TO ANY LAWFUL OFFICER OF THE COUNTY OF BALDWIN:

You are hereby commanded, of the goods and chattels of

Rudolph Vinson

you make the sum of

\$99.00

Dollars, which

Claude E. Buxton

recovered before me, of him, on the

21

day of

*March*19*53*

besides

\$110.03

Dollars, his costs; and make return to me on the

22

day of

May

next, at

Bay Minette Ala

how you have executed this writ.

Witness my hand this, the

22

day of

April

19

53

Justice of the Peace.

Frank P. Probst

Execution must be made returnable not less than twenty nor more than sixty days from the date of its issue.

JUSTICE'S FEES		AMOUNT	SHERIFF'S FEES		AMOUNT
Summons and proceedings thereon to judgment, if judgment be for less than \$50.00	\$	50	For levying an attachment	\$ 3 00	
Same services if judgment be for more than fifty dollars		1 00	Entering and returning attachment	25	
Each warrant in a qui tam action, and proceedings thereon to judgment		1 00	Summoning garnishee and making return	1 50	1 50
Subpoena, for each witness		15	Serving summons on writ	1 50	
Execution and taxing costs thereon		50	Serving notice Scire Facias or notice in the nature thereof, and returning same	1 50	
Attachment bond and affidavit		1 50	Serving Subpoenas	65	
Summoning garnishee and taking examination in all cases in which the answer is for not more than fifty dollars		50	Collecting Cost Executions	1 50	
Same services, in all cases in which the answer is for over fifty dollars		75	Executing a writ of possession	5 00	
Issuing each attachment		50	Taking and approving bonds	1 00	
Each appeal or certiorari, including bond and certificate of proceedings		1 00	Collection of money under executions -		5 43
Every other bond		50	Commissions	5.40 Allowed	
Administering an oath and certifying same		25	-----and return-----		
Every necessary certificate not otherwise provided for		50	Witness fees		
Docketing each cause		10			
Judgment on forthcoming stay, or replevin bond		50			6.93
Each judgment in a summary proceeding		75			3.10
Transcript of proceedings other than on appeal or certiorari		50			\$ 10.03
Issuing venire facias		50			
Attending trial of right of property		1 00			
Taking and certifying acknowledgments or probates of deeds or other conveyances		50			
Each scire facias or notice in the nature thereof		50			
Making return of certiorari, other than in cases of forcible entry and unlawful detainer		50			
Every summons in cases of forcible entry and detainer and unlawful detainer		50			
Administering oath or affirmation in such cases		10			
Entering judgment in such cases		25			
Each trial in such cases		2 00			
Each writ of restitution in such cases		25			
Return on appeal or certiorari in such cases		1 00			
Celebrating rites of matrimony		1 50			
For issuing each writ of detinue		50			

No. 985

THE STATE OF ALABAMA
BALDWIN COUNTY

JUSTICE COURT

Claude E. Bryton
Plaintiff..

Rudolph V. Venson
Vs. Defendant..

CIVIL EXECUTION

Judgment for _____ for \$ 99.00
Interest from _____ 19 ____
to _____ 19 ... \$ _____
Damages _____ \$ _____
Costs _____ \$ 10.03
Total - - \$ 109.03

Civil Fee Book _____ Page _____
Execution Docket _____ Page _____

Filed April 22 1953

Frank P. Proffitt

Reuben F. McKenley
Justice of Peace
Plaintiff's Attorney

Defendant's Attorney

COLLECT COST FROM

The State of Alabama,
BALDWIN COUNTY

I hereby certify that the within Judgment
and Costs in this case are correct, and there
was a waiver of exemption as to personal
property under the Constitution and Laws of
Alabama.

This _____ day of _____ 19 ____

Justice of Peace.

RECEIVED IN OFFICE

_____, 19 ____

Sheriff.

Sheriff's Execution Docket, Page _____

Sheriff's Fee Book - - Page _____

THE STATE OF ALABAMA
Baldwin County

By virtue of the within execution, I have, at _____ o'clock, _____, M., this

_____ day of _____ 19 ____, levied

Sheriff.