

ROBERT L. NELSON,

Plaintiff,

VS.

ELSIE CREWE SYNYARD,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 9146

DEMURRER TO COMPLAINT

Now comes the defendant, by her attorney, and demurs to the complaint and to each count thereof, separately and severally, and as grounds for said demurrer says, separately and severally, the following:

1. It does not state a cause of action.
2. The allegations of the complaint are vague, indefinite and uncertain.
3. The allegations of the complaint are conclusions of the pleader.

*J. B. Blackburn*  
Attorney for Defendant

I hereby certify that I mailed a copy of the foregoing demurrer to complaint by first class mail, properly addressed and postage prepaid, to Bailey & Taylor, Attorneys at Law, on this the 6th day of March, 1970.

*J. B. Blackburn*  
Attorney for Defendant

**FILED**

MAR 6 1970

**ALICE J. DUCK** CLERK  
REGISTER

**FILED**

MAR 6 1970

**ALICE J. DUCK** CLERK  
REGISTER

1. The first part of the report

2. The second part of the report

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26. The twenty-sixth part of the report

27. The twenty-seventh part of the report

STATE OF ALABAMA )  
COUNTY OF BALDWIN )

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA, AT LAW

TO ANY SHERIFF OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO SUMMON ELSIE CREWE SYNYARD, TO  
APPEAR AND ANSWER, PLEAD OR DEMUR, WITHIN THIRTY DAYS FROM THE SER-  
VICE HEREOF, TO A BILL OF COMPLAINT FILED IN THIS COURT BY ROBERT  
L. NELSON, AS PLAINTIFF, AGAINST ELSIE CREWE SYNYARD, AS DEFENDANT,  
AND AT THE SAME TIME MAKE RETURN OF YOUR ACTIONS HEREUNDER.

WITNESS MY HAND THIS THE 23 DAY OF Feb, 1970.

Cliff Duke  
CLERK

ROBERT L. NELSON,

PLAINTIFF

VS

ELSIE CREWE SYNYARD,

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO: \_\_\_\_\_

COUNT ONE:

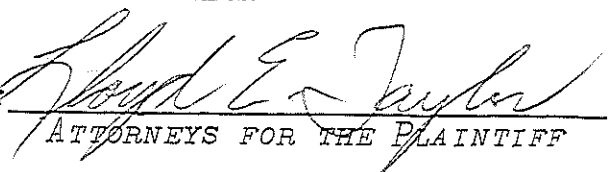
THE PLAINTIFF CLAIMS OF THE DEFENDANT TWO THOUSAND FIVE  
HUNDRED DOLLARS (\$2,500.00) FOR THAT HERETOFORE ON, TO-WIT,  
NOVEMBER 21, 1969, AT A POINT ON CHURCH STREET, IN FAIRHOPE,  
BALDWIN COUNTY, ALABAMA, WHICH POINT IS SOUTH OF THE INTERSECTION  
OF CHURCH STREET AND MAGNOLIA AVENUE, THE DEFENDANT, ELSIE CREWE  
SYNYARD SO NEGLIGENTLY OPERATED, OR ABANDONED, OR PARKED, A MOTOR  
VEHICLE SO AS TO CAUSE IT TO RUN INTO, UPON OR AGAINST THE PROPER-  
TY OWNED BY THE PLAINTIFF, NAMELY THE BUILDING AND EQUIPMENT  
LOCATED ON THE PROPERTY OF THE PLAINTIFF, KNOWN AS EASTERN SHORE  
CLEANERS, AND AS A PROXIMATE RESULT OF THE NEGLIGENCE OF THE DEFEN-  
DANT, THE PLAINTIFF'S PROPERTY, INCLUDING A DRY CLEANING COOLING  
TOWER AND A SCREEN CAGE ENCLOSURE FOR THE COOLING TOWER, WAS DAMAG-  
ED AS FOLLOWS: THE SOUTHEAST CORNER, EAST SIDE, AND SOUTH END OF

THE SCREENED CAGE ENCLOSURE WAS BENT, BROKEN AND DAMAGED, AND THE COOLING TOWER MACHINE WAS ALSO BENT, BROKEN AND DAMAGED, ALL TO THE PLAINTIFF'S DAMAGES AFORESAID, HENCE THIS SUIT.

COUNT TWO:

THE PLAINTIFF CLAIMS OF THE DEFENDANT, TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00) FOR THAT HERETOFORE, ON TO-WIT, NOVEMBER 21, 1969, AT A POINT ON CHURCH STREET IN FAIRHOPE, BALDWIN COUNTY, ALABAMA, WHICH POINT IS LOCATED SOUTH OF THE INTERSECTION OF CHURCH STREET AND MAGNOLIA AVENUE, THE DEFENDANT, ELSIE CREWE SYNYARD, SO NEGLIGENTLY OPERATED, OR NEGLIGENTLY ABANDONED, OR NEGLIGENTLY PARKED, A MOTOR VEHICLE SO AS TO CAUSE IT TO RUN INTO, UPON OR AGAINST A COOLING TOWER AND A SCREENED CAGE ENCLOSURE LOCATED UPON THE PROPERTY OF THE PLAINTIFF, AND OWNED BY THE PLAINTIFF, AND AS A PROXIMATE RESULT OF THE NEGLIGENCE OF THE DEFENDANT, THE PLAINTIFF WAS DAMAGED AS FOLLOWS: THE COOLING TOWER MACHINE AND THE SCREENED CAGE ENCLOSURE, WHICH WAS USED IN THE OPERATION OF THE PLAINTIFF'S BUSINESS, WERE BENT, BROKEN AND DAMAGED, CAUSING THE PLAINTIFF TO BE UNABLE TO OPERATE SAID EQUIPMENT IN THE OPERATION OF HIS BUSINESS, RESULTING IN THE LOSS OF TRADE, ALL TO PLAINTIFF'S DAMAGES AFORESAID, HENCE THIS SUIT.

BAILEY & TAYLOR

BY   
ATTORNEYS FOR THE PLAINTIFF

FOR THE TRIAL OF THE CAUSE, THE  
PLAINTIFF RESPECTFULLY DEMANDS A  
TRIAL BY JURY.



**FILED**

FEB 23 1970

**ALICE J. DUCK** CLERK  
REGISTER

COMPLAINT

ROBERT L. NELSON,

PLAINTIFF

VS

ELSIE CREWE SYNYARD,

DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW CASE NO: 9146

613 Johnson St.  
Friedhope, Ala.

FILED

FEB 23 1970

ALICE J. DUCK

CLERK  
REGISTER

Bailey & Taylor

Received 23 day of February 19 70  
and on 26 day of FEB. 19 70  
I served a copy of the within doc  
on Elsie C. Syneyard

By service on Elsie C. Syneyard

TAYLOR WILKINS, Sheriff  
By W. C. Cook D.S.

Sheriff claims 72 miles at  
Ten Cents per mile Total \$ 7.20  
TAYLOR WILKINS, Sheriff  
W. C. Cook

in Fairhope, Ala.