

STATE OF ALABAMA    )  
                          \*  
BALDWIN COUNTY        )

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Wayne V. Middleton and Ray C. Middleton 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 John E. Shenk.

WITNESS my hand this 11 day of November, 1970.

*Allice J. Shank*  
Clerk

Defendants reside at Route 1, Loxley.

\* \* \* \* \*

JOHN E. SHENK,	)	
	)	
Plaintiff,	)	
	)	IN THE CIRCUIT COURT OF
VS.	)	
	)	BALDWIN COUNTY, ALABAMA
WAYNE V. MIDDLETON and	)	
RAY C. MIDDLETON,	)	AT LAW
	)	
Defendants.	)	9547

C O M P L A I N T

COUNT ONE

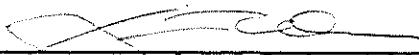
Plaintiff claims of the defendants Ten Thousand Dollars (\$10.00) for that heretofore on to-wit, August 1, 1970, while the plaintiff was driving his automobile in a Northerly direction on Baldwin County Highway No. 39, which is a public road in Baldwin County, Alabama, to a point approximately 2.1 miles South of the city limits of Bay Minette, the defendant, Wayne V. Middleton, who was then and there the agent, servant or employee of the defendant, Ray C. Middleton, acting within the line and scope of his authority as such agent, servant or employee, so negligently operated an automobile so as to cause it to run into, upon or against the automobile of plaintiff and as a proximate result of the negligence of the said defendant, Wayne V. Middleton, the agent, servant or employee of the said defendant, Ray C. Middleton, acting within the

line and scope of his authority as such agent, servant or employee at said time and place, the plaintiff was injured and damaged as follows: He suffered cuts, bruises and contusions of his entire body; he was made sick, sore and nervous; he was caused to lose time from his employment; he was caused to spend large sums of money for hospital and doctor bills in and about the treatment of his injuries and his automobile was a total loss. Plaintiff avers that all of his injuries and damages were the direct and proximate result of the negligence of the defendant, Wayne V. Middleton, the agent, servant or employee of the defendant, Ray C. Middleton, acting within the line and scope of his authority as such agent, servant or employee at said time and place, hence this suit.

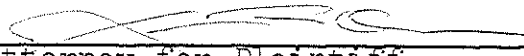
#### COUNT TWO

Plaintiff claims of the defendants Ten Thousand Dollars (\$10,000.00) for that heretofore on to-wit, August 1, 1970, at a point on Baldwin County Highway 39, which is a public highway in Baldwin County, Alabama, and at a point approximately 2.1 miles South of the city limits of Bay Minette, the plaintiff was operating his automobile in a Northerly direction and at said time and place the defendant, Wayne V. Middleton, the agent, servant or employee of the defendant, Ray C. Middleton, acting within the line and scope of his authority as such agent, servant or employee at said time and place so willfully or wantonly operated a motor vehicle so as to cause it to run into, upon or against the automobile of plaintiff and as a proximate result of the willful or wanton negligence of the said defendant at said time and place, the plaintiff was willfully or wantonly injured and damaged as follows: He suffered cuts, bruises and contusions of his entire body; he was made sick, sore and nervous; he was caused to lose time from his employment; he was caused to spend large sums of money for hospital and doctor bills in and about the treatment of his injuries and his automobile was a total loss. Plaintiff avers that all of his injuries and damages were the proximate result of the willful or wanton negligence of the defendant, Wayne V. Middleton, who was the agent, servant or employee of the defendant, Ray C. Middleton,

at said time and place and was acting within the line and scope of his authority as such agent, servant or employee at said time and place, hence this suit.

  
Attorney for Plaintiff

Plaintiff demands a trial by jury of said cause.

  
Attorney for Plaintiff

FILED

NOV 11 1970

ALICE J. DUCK

CLERK  
REGISTER

9547

John E. Sherk

vs.

Wayne V. Middleton  
& Ray C. Middleton

FILED

NOV 11 1970

ALICE J. DUCK

CLERK  
REGISTER

J. R. Owen

Sheriff claims 50 miles at  
Ten Cents per mile Total \$ 5.00  
TAYLOR WILKINS, Sheriff  
BY BROWN  
DEPUTY SHERIFF

Returned 30 day of Nov 1970

Not found in my county after diligent search and in-  
quiry Ray C. Middleton  
Taylor Wilkins, Sheriff

By Brown  
Deputy Sheriff

Received 11 day of Nov 1970  
and on 30 day of Nov 1970  
I served a copy of the within etc  
on Wayne V. Middleton - 11-30-70  
Ray C. Middleton  
By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By H. F. Brown D.S.  
50 Mi R.T.  
Roxinton

STATE OF ALABAMA    )  
                              \*  
BALDWIN COUNTY        )

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Wayne V. Middleton and Ray C. Middleton 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 John E. Shenk.

WITNESS my hand this 11 day of November, 1970.

Alice D. Wheeler  
Clerk

Defendants reside at Route 1, Loxley.

\* \* \* \* \*

JOHN E. SHENK,

Plaintiff,

VS.

WAYNE V. MIDDLETON and  
RAY C. MIDDLETON,

Defendants.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW  
9547

C O M P L A I N T

COUNT ONE

Plaintiff claims of the defendants Ten Thousand Dollars (\$10.00) for that heretofore on to-wit, August 1, 1970, while the plaintiff was driving his automobile in a Northerly direction on Baldwin County Highway No. 39, which is a public road in Baldwin County, Alabama, to a point approximately 2.1 miles South of the city limits of Bay Minette, the defendant, Wayne V. Middleton, who was then and there the agent, servant or employee of the defendant, Ray C. Middleton, acting within the line and scope of his authority as such agent, servant or employee, so negligently operated an automobile so as to cause it to run into, upon or against the automobile of plaintiff and as a proximate result of the negligence of the said defendant, Wayne V. Middleton, the agent, servant or employee of the said defendant, Ray C. Middleton, acting within the

9547

John E. Sherk

vs.

Wayne V. Middleton  
& Ray C. Middleton

FILED

NOV 11 1970

ALICE J. DUCK

CLERK  
REGISTER

J. R. Owen

Sheriff claims 50 miles at  
Ten Cents per mile Total \$ 5.00  
TAYLOR WILKINS, Sheriff  
BY Brown  
DEPUTY SHERIFF

Returned 30 day of Nov. 1970  
Note found in my county after diligent search and in-  
quiry Ray C. Middleton  
Taylor Wilkins, Sheriff  
BY Brown  
Deputy Sheriff

Received 11 day of Nov. 1970  
and on 30 day of Nov. 1970  
I served a copy of the within etc  
on Wayne V. Middleton - 11-30-70  
Ray C. Middleton  
By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
BY H. F. Brown D.S.  
50 Mi R.T.  
Roxanton  
BV

STATE OF ALABAMA     )  
                              \*  
BALDWIN COUNTY        )

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Wayne V. Middleton and Ray C. Middleton 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 John E. Shenk.

WITNESS my hand this 11 day of November, 1970.

Alice D. Wheeler  
Clerk

Defendants reside at Route 1, Loxley.

\* \* \* \* \*

JOHN E. SHENK,

Plaintiff,

VS.

WAYNE V. MIDDLETON and  
RAY C. MIDDLETON,

Defendants.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

9547

C O M P L A I N T

COUNT ONE

Plaintiff claims of the defendants Ten Thousand Dollars (\$10.00) for that heretofore on to-wit, August 1, 1970, while the plaintiff was driving his automobile in a Northerly direction on Baldwin County Highway No. 39, which is a public road in Baldwin County, Alabama, to a point approximately 2.1 miles South of the city limits of Bay Minette, the defendant, Wayne V. Middleton, who was then and there the agent, servant or employee of the defendant, Ray C. Middleton, acting within the line and scope of his authority as such agent, serva~~ss~~ or employee, so negligently operated an automobile so as to cause it to run into, upon or against the automobile of plaintiff and as a proximate result of the negligence of the said defendant, Wayne V. Middleton, the agent, servant or employee of the said defendant, Ray C. Middleton, acting within the

line and scope of his authority as such agent, servant or employee at said time and place, the plaintiff was injured and damaged as follows: He suffered cuts, bruises and contusions of his entire body; he was made sick, sore and nervous; he was caused to lose time from his employment; he was caused to spend large sums of money for hospital and doctor bills in and about the treatment of his injuries and his automobile was a total loss. Plaintiff avers that all of his injuries and damages were the direct and proximate result of the negligence of the defendant, Wayne V. Middleton, the agent, servant or employee of the defendant, Ray C. Middleton, acting within the line and scope of his authority as such agent, servant or employee at said time and place, hence this suit.

#### COUNT TWO

Plaintiff claims of the defendants Ten Thousand Dollars (\$10,000.00) for that heretofore on to-wit, August 1, 1970, at a point on Baldwin County Highway 39, which is a public highway in Baldwin County, Alabama, and at a point approximately 2.1 miles South of the city limits of Bay Minette, the plaintiff was operating his automobile in a Northerly direction and at said time and place the defendant, Wayne V. Middleton, the agent, servant or employee of the defendant, Ray C. Middleton, acting within the line and scope of his authority as such agent, servant or employee at said time and place so willfully or wantonly operated a motor vehicle so as to cause it to run into, upon or against the automobile of plaintiff and as a proximate result of the willful or wanton negligence of the said defendant at said time and place, the plaintiff was willfully or wantonly injured and damaged as follows: He suffered cuts, bruises and contusions of his entire body; he was made sick; sore and nervous; he was caused to lose time from his employment; he was caused to spend large sums of money for hospital and doctor bills in and about the treatment of his injuries and his automobile was a total loss. Plaintiff avers that all of his injuries and damages were the proximate result of the willful or wanton negligence of the defendant, Wayne V. Middleton, who was the agent, servant or employee of the defendant, Ray C. Middleton,



at said time and place and was acting within the line and scope of his authority as such agent, servant or employee at said time and place, hence this suit.

  
Attorney for Plaintiff

Plaintiff demands a trial by jury of said cause.

  
Attorney for Plaintiff

**FILED**

NOV 11 1970

**ALICE J. DUCK** CLERK  
REGISTER

at said time and place and was acting within the line and scope  
of his authority as such agent, servant or employee at said time  
and place, hence this suit.

Attorney for Plaintiff

Plaintiff demands a trial by  
jury of said cause.

Attorney for Plaintiff

*W. M. Campbell*  
*Ray C. McCallister*

FILED

NOV 1 1970

WILLIE J. DUCK  
REGISTER  
CLERK