

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Eleanor M. Harrod 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 same, then and there to answer the complaint of Charles S. Duck.

Witness my hand this 24 day of April, 1971.

Defendant may be found:

Route 2, Box 125  
Fairhope, Alabama

James B. Blackmon  
Clerk

\*\*\*\*\*

CHARLES S. DUCK,	Ø	IN THE CIRCUIT COURT OF
Plaintiff,	Ø	BALDWIN COUNTY, ALABAMA
Vs.	Ø	AT LAW
ELEANOR M. HARROD, a Minor,	Ø	NUMBER: <u>9812</u>
Defendant.	Ø	


I

Plaintiff claims of the Defendant the sum of THREE THOUSAND DOLLARS (\$3,000.00) damages for that on to-wit the 24th day of October, 1970 at the intersection of a driveway at 411 South Section Street and South Section Street a public street in the City of Fairhope, Alabama Defendant so negligently operated her automobile as to cause or allow the same to collide with the automobile of Plaintiff and that as a proximate consequence of such negligence Plaintiff's automobile was then and there bent, broken, crumpled and damaged about the body, fenders, top and frame, hence this suit.

II

Plaintiff claims of the Defendant the sum of THREE THOUSAND DOLLARS (\$3,000.00) damages for that on to-wit the 24th day of October, 1970 at the intersection of a driveway at 411 South Section Street and South Section Street a public street in the City of Fairhope, Alabama Defendant so negligently operated her automobile as to cause or allow the same to collide with the

automobile of Plaintiff and that as a proximate consequence of such negligence Plaintiff was battered, bruised, cut and injured about the head, back, neck, shoulders, arms and hands and was obliged to incur doctor bills, hospital and medical bills, hence this suit.

  
Attorney for Plaintiff  
Wilson Hayes  
P. O. Box 300  
Bay Minette, Alabama

**FILED**

APR 26 1971

EUNICE B. BLACKMON CIRCUIT  
CLERK

no further action being taken, and the same to be returned to the person  
returning the same, and the person returning the same to be returned to the person  
from whom the same were received, and the person from whom the same were received  
to be returned to the person from whom the same were received, and the person from whom  
the same were received to be returned to the person from whom the same were received.

RECEIVED  
APR 26 1971  
CLERK

RECEIVED

APR 26 1971

RECEIVED

Wilson Hayes

**FILED**  
APR 26 1971  
EUNICE B. BLACKMON  
CIRCUIT CLERK

9802

Charles F. Huck  
vs.  
Eleanor M. Harrod  
a minor

Sheriff claims 100 miles at  
Ten Cents per mile Total \$ 10.00  
TAYLOR WILKINS, Sheriff  
BY J. H. PPS  
DEPUTY SHERIFF

Received 26 day of April 1971  
and on 27 day of April 1971  
I served a copy of the within 840  
on Eleanor M. Harrod  
By service on Eleanor M. Harrod  
TAYLOR WILKINS, Sheriff  
By J. H. PPS D. S.

CHARLES S. DUCK X IN THE CIRCUIT COURT OF  
PLAINTIFF X BALDWIN COUNTY, ALABAMA  
VS X AT LAW  
ELEANOR M. HARROD, a minor X  
DEFENDANT X CASE NO: 9802

DEMURRER

Comes now the Defendant, Eleanor M. Harrod, a minor, in the above styled case, and files this demurrer to each and every count thereof in the Plaintiff's complaint and sets down and assigns the following grounds separately and severally to each count:

1. The Plaintiff has failed to state a cause of action against the Defendant in his Complaint.
2. The Plaintiff has failed to sufficiently describe the location of the negligent act which he is basing his cause of action upon.
3. The Plaintiff has failed to allege whether he was a passenger or driver of said automobile or if he was occupying any automobile wherein he received the alleged personal injuries.
4. The Plaintiff has failed to sufficiently allege the place where the automobiles were located at the time of the alleged negligence of the Defendant.
5. The Plaintiff has failed to allege any negligent injuries for which the Defendant would be liable.

**FILED**

MAY 12 1971

UNICE B. BLACKMON CIRCUIT CLERK

The Defendant respectfully demands a trial of this cause by a jury.

Attorney for Defendant

Attorney for Defendant

**CERTIFICATE OF SERVICE**

I do hereby certify that I have on this 12th day of May 1971 served a copy of the foregoing pleading in counsel for all parties to this proceeding by mailing the same by United States Mail, properly addressed, with first class postage prepaid.

Attorney for Defendant

WILSON HAYES

LAWYER

P. O. BOX 300

BAY MINETTE, ALABAMA

36507

TELEPHONE 937-5506

October 26, 1972

Mrs. Eunice Blackmon, Clerk  
Circuit Court, Baldwin County  
Bay Minette, Alabama 36507

Re: Duck v Harrod  
Case #9802 and 9803

Dear Mrs. Blackmon:

Please dismiss the above noted cases as  
settled between the parties. Enclosed is a check  
for \$72 for Court Costs.

With kind regards, I am

Yours very truly,

  
Wilson Hayes

WH/mm  
Enc.

WILSON HAYES

LAWYER

P. O. BOX 300

BAY MINETTE, ALABAMA

36507

TELEPHONE 937-5506

April 23, 1971

Mrs. Eunice Blackmon, Clerk  
Circuit Court, Baldwin County  
Bay Minette, Alabama 36507

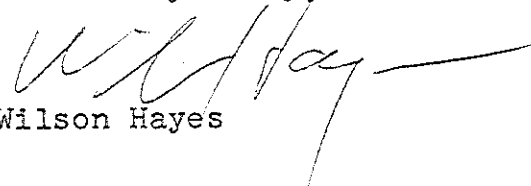
9802

Dear Eunice:

Please file the enclosed suit styled Charles  
S. Duck Vs. Eleanor M. Harrod and have it served on  
Defendant.

With kind regards, I am

Yours very truly,

  
Wilson Hayes

WH/ms  
Enc.