

THE STATE OF ALABAMA,

No.

10,443

CIRCUIT COURT

BUTLER COUNTY.

Session, 197

BALDWIN

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon

JERRY GLENN DUKE and EDWIN E. WOHLFORD

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

NATHAN BOATWRIGHT

Witness my hand this 2nd day of June, 1972

Janice B. Blackmon Clerk.

COMPLAINT

NATHAN BOATWRIGHT

Plaintiff.

vs.

JERRY GLEN DUKE and EDWIN
E. WOHLFORD

Defendant.

Plaintiff claims of the Defendants, Jerry Glenn Duke and Edwin E. Wohlford, the sum of ONE THOUSAND FIVE HUNDRED DOLLARS (\$1500.00), as damages for this: That heretofore on, to-wit: March 17, 1972, Plaintiff was operating his automobile at the interesection of McMeans Avenue and Dolive Street within the City limits of the City of Bay Minette, Baldwin County, Alabama, an intersection of public streets, where Plaintiff, then and there had a right to be. Plaintiff alleges that defendants did, then and there, negligently operate, drive or propell a 1970 Dodge van truck, over which they had custody or control, so as to negligently cause said Dodge truck to run upon or against the automobile driven by Plaintiff, and as a direct result and proximate consequence of said negligent act of Defendants, Plaintiff suffered the following injuries and damages.

His automobile was hurt, torn, demolished and destroyed.

And Plaintiff avers that all of the aforesaid injuries and damages were incurred and suffered as a proximate result and consequence of the Defendants' negligence at said time and place aforesaid. Hence this suit.

WILLIAMSON & TABER

By:

Williamson & Taber
Attorney for Plaintiff

OF COUNSEL:

Williamson & Taber

Attorneys at Law

P. O. Box 467

Greenville, Alabama 36037

VOL 69 PAGE 415

No. _____

THE STATE OF ALABAMA
BUTLER COUNTY

CIRCUIT COURT

vs. Plaintiff.

Defendant.

SUMMONS AND COMPLAINT

Filed _____, 197__

Clerk.

Defendant lives at

Plaintiff's Attorney.

Defendant's Attorney.

Miles _____

Received in office _____, 197__

Sheriff.

I have executed the within Writ

This _____, 197__
by leaving a copy of the within Sum-
mons and Complaint with

Defendant.

Sheriff.

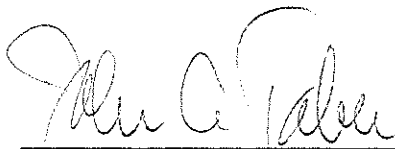
Deputy Sheriff.

STATE OF ALABAMA

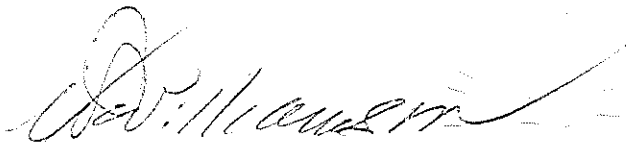
BUTLER COUNTY

AFFIDAVIT AS TO NON-RESIDENT DEFENDANT

I, John A. Taber, Attorney for the Plaintiff in the above styled cause hereby certifies that Defendant, Jerry Glenn Duke, is a non-resident of the State of Alabama; that his last known post office address is 12 Albany Avenue, Pensacola, Florida, that that service upon him may be had under the provisions of Section 199, Title 7, Code of Alabama of 1940.



Sworn to and subscribed before me on this 5th day of June, 1972.



Notary Public

FILED

JUN 7 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

VOL ~~20~~ 416
69

THE STATE OF ALABAMA, }
BUTLER COUNTY. }

No.

CIRCUIT COURT

Session, 197

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon

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

Witness my hand this day of , 197

Clerk.

COMPLAINT

vs.

Plaintiff.

Defendant.

No. 10443

THE STATE OF ALABAMA
BUTLER COUNTY
BALDWIN

CIRCUIT COURT

Nathan Boatwright

Plaintiff.

vs.

Jerry Glen Duke and Edwin

E. Wohlford

Defendant.

SUMMONS AND COMPLAINT

Filed _____, 197__

Clerk.

Defendant lives at

1. Edwin E. Wohlford
460 Forest Hill Dr.
Montgomery

2. Jerry Glen Duke
12 Albany Ave. - Pensacola - Fla.
Plaintiff's Attorney.

Defendant's Attorney.

JUN 7 1972

FILED

Miles _____

RECEIVED IN OFFICE
Received in office _____, 197__
JUN 8 1972
M. S. BUTLER, Sheriff
Sheriff.

I have executed the within Writ

This _____, 197__

by leaving a copy of the within Sum-
mons and Complaint with

Executed by serving _____ copies of
the within on _____
Secretary of State of The State of
Alabama.

This the _____ day of _____ 1972

Sheriff of Montgomery County,

M. S. Butler,

By _____ D. S.
Defendant.

M. S. Butler, Sheriff of Montgomery
County, Alabama, Claim \$1.50 each for

serving _____ process(es) and \$1.00
travel expense on each of _____
process(es) or a total of _____
Deputy Sheriff.

McNath
Deputy Sheriff

EXECUTED BY SERVING
A COPY OF THE WITHIN

E. G. Wohlford

This the _____ day of _____ 197__

M. S. BUTLER
Sheriff Montgomery County

By _____
Deputy Sheriff

M. S. Butler, Sheriff of Montgomery
County, Alabama, Claim \$1.50 each for
serving _____ process(es) and \$1.00
travel expense on each of _____
process(es) or a total of _____

McNath
Deputy Sheriff

704
417
6

FILED

(199)

JUN 20 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

June 15, 1972

NATHAN BOATWRIGHT, Plaintiff

VS

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

JERRY GLENN DUKE, et al, Defendants

CASE NO. 10,443

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

I, Mabel Amos, Secretary of State, hereby certify that on June 9, 1972
I sent by certified mail in an envelope addressed as follows:

" Jerry Glenn Duke
12 Albany Avenue
Pensacola, Florida 32507 "

"Certified Mail—
Return Receipt Requested
Deliver to Addressee Only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the Great Seal of
the State of Alabama in words and figures as follows:

" Jerry Glenn Duke
12, Albany Avenue
Pensacola, Florida 32507

You will take notice that on June 9, 1972 the Sheriff of Montgomery
County, Alabama, served upon me, in my official capacity, summons and complaint in a
case entitled: NATHAN BOATWRIGHT, Plaintiff vs JERRY GLENN DUKE, et al, Defendants

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
Case No. 10,443 a true copy of which summons and complaint is attached hereto
and the said service upon me as Secretary of State of the State of Alabama has the force and
effect of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 9th
day of June, 1972

Enclosure (1)

(Signed) Mabel Amos
Secretary of State"

I further certify that the notice above set out which was so mailed in the envelope addressed
as above set forth had attached to it a true copy of the summons and complaint in the above-styled
cause.

I further certify that on 6/15/72 I received the return card, showing
receipt by the designated addressee of the aforementioned matter at FL
on June 13, 1972

WITNESS MY HAND and the Great Seal of the State of Alabama this the 15th day
of June, 1972

Mabel S. Amos
MABEL S. AMOS
Secretary of State

Enclosures: Return Receipt Card and copy
of Summons and Complaint.

CC: Hon. John A. Taber
Williamson & Taber
P. O. Box 467
Greenville, Alabama 36037

THE STATE OF ALABAMA,
 SOUTHERN COUNTY.
 BALDWIN

No. 10,443

CIRCUIT COURT

Session, 197

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon

JERRY GLENN DUKE and EDWIN E. WOHLFORD

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

NATHAN BOATWRIGHT

Witness my hand this 7th day of June, 1972

Eunice B. Blackman Clerk.

COMPLAINT

NATHAN BOATWRIGHT

Plaintiff.

vs.

JERRY GLEN DUKE and EDWIN
 E. WOHLFORD

Defendant.

Plaintiff claims of the Defendants, Jerry Glean Duke and Edwin E. Wohlford, the sum of ONE THOUSAND FIVE HUNDRED DOLLARS (\$1500.00), as damages for this: That heretofore on, to-wit: March 17, 1972, Plaintiff was operating his automobile at the interesection of McMeans Avenue and Dolive Street within the City limits of the City of Bay Minette, Baldwin County, Alabama, an intersection of public streets, where Plaintiff, then and there had a right to be. Plaintiff alleges that defendants did, then and there, negligently operate, drive or propell a 1970 Dodge van truck, over which they had custody or control, so as to negligently cause said Dodge truck to run upon or against the automobile driven by Plaintiff, and as a direct result and proximate consequence of said negligent act of Defendants, Plaintiff suffered the following injuries and damages.

His automobile was hurt, torn, demolished and destroyed.

And Plaintiff avers that all of the aforesaid injuries and damages were incurred and suffered as a proximate result and consequence of the Defendants' negligence at said time and place aforesaid. Hence this suit.

WILLIAMSON & TABER

By:

Richard A. Taber
 Attorney for Plaintiff

OF COUNSEL:

Williamson & Taber

Attorneys at Law

P. O. Box 467

Greenville, Alabama 36037

STATE OF ALABAMA

BUTLER COUNTY

AFFIDAVIT AS TO NON-RESIDENT DEFENDANT

I, John A. Taber, Attorney for the Plaintiff in the above styled cause hereby certifies that Defendant, Jerry Glenn Duke, is a non-resident of the State of Alabama; that his last known post office address is 12 Albany Avenue, Pensacola, Florida, that that service upon him may be had under the provisions of Section 199, Title 7, Code of Alabama of 1940.

John A. Taber

Sworn to and subscribed before me on this 5th day of June, 1972.

W. H. Hanson
Notary Public

No. _____

THE STATE OF ALABAMA
HUCLEBERRY COUNTY
BALDWIN

CIRCUIT COURT

Nathan Boatwright

Plaintiff.

vs.

Jerry Glen Duke and Edwin

E. Wohlford

Defendant.

SUMMONS AND COMPLAINT

Filed _____, 197__

Clerk.

Defendant lives at

Plaintiff's Attorney.

Defendant's Attorney.

Miles _____

Received in office _____, 197__

Sheriff.

I have executed the within Writ

This _____, 197__

by leaving a copy of the within Sum-
mons and Complaint with

Defendant.

Sheriff.

Deputy Sheriff.



WILLIAMSON and TABER
ATTORNEYS AT LAW
GREENVILLE, ALABAMA 36037

W. J. WILLIAMSON
JOHN A. TABER

June 2, 1973

P. O. Box 467
Telephone Area 205-382-2635

Hon. Eunice B. Blackmon
Circuit Clerk
Baldwin County Circuit Court
Bay Minette, Alabama

Re: Nathan Boatwright vs. Jerry Glen Duke,
et al--Case No. 10443

Dear Mr. Blackmon:

The above styled case is set on Judge Mashburn's
docket for Monday, June 11, 1973.

We have effected settlement in this cause and would
appreciate your asking Judge Mashburn to enter an order showing that
case is dismissed upon motion of the plaintiff, with prejudice.

If you would send me a copy, certified, of the order,
along with your cost bill, I will attend to the matter promptly.

Thank you for your assistance and cooperation in this
regard.

Yours truly,


John A. Taber

JAT/bjl

WILLIAMSON and TABER
ATTORNEYS AT LAW
GREENVILLE, ALABAMA 36037

W. J. WILLIAMSON
JOHN A. TABER

March 1, 1973

P. O. Box 467
Telephone Area 205-382-2635

Honorable Eunice B. Blackmon
Circuit Clerk
Baldwin County Courthouse
Bay Minette, Alabama

Re: Nathan Boatwright vs. Jerry Glen Duke and Edward
E. Wohlford, Case No. 10443--Trial date: March
13, 1973

Dear Mr. Blackmon:

The above styled case is set on your docket for Tuesday, March 13,
1973.

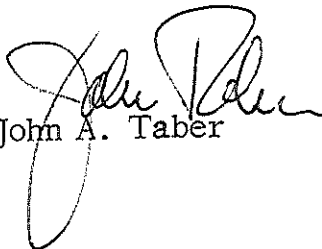
Since the filing of the suit, we have been contacted by one of the defendants
who has expressed his desire to settle the matter out of Court. To that end, he has
already paid one-half of the amount he has agreed to pay as settlement.

I would appreciate your asking Judge Mashburn to continue this case as I
would like to leave it on the docket until I have recovered my money in full. This
should be within the next sixty days.

At that time, I will ask that the case be dismissed with prejudice and
we will pay the costs.

Thank you for your assistance and cooperation in this regard.

Yours truly,


John A. Taber

JAT/bjl

WILLIAMSON and TABER
ATTORNEYS AT LAW
GREENVILLE, ALABAMA 36037

W. J. WILLIAMSON
JOHN A. TABER

June 5, 1972

P. O. Box 467
Telephone Area 205-382-2635

Clerk
Circuit Court
Baldwin County Alabama
Bay Minette, Alabama

10,443

Re: Nathan Boatwright vs. Jerry Glenn Duke, et al

Dear Sir:

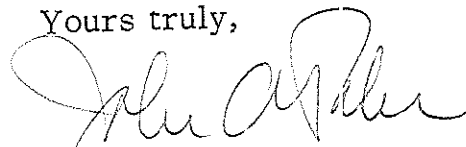
I am enclosing herewith Summons and Complaint for filing and service in the above. The Defendant, Edwin E. Wohlford resides at 460 Forest Hill Drive, Montgomery, Alabama. We are enclosing herewith his copy and ask that you send it to the Sheriff in Montgomery County, Alabama, for service upon Mr. Wohlford.

The defendant, Jerry Glenn Duke, who resides at 12 Albany Avenue, Pensacola, Florida, should be served upon the auspices of Section 199, Title 7, Code of Alabama of 1940. We are enclosing herewith our check, payable to the Secretary of State, State of Alabama, in the amount of \$5.00 which we understand should be deposited with her for the non-resident Defendant. Three copies of the Summons and Complaint should be served upon the Secretary of State in this regard.

I would appreciate your notifying this office when service has been perfected.

Thank you for your assistance and cooperation in this regard.

Yours truly,



John A. Taber

JAT/bjl
Enc:

WILLIAMSON and TABER
ATTORNEYS AT LAW
GREENVILLE, ALABAMA 36037

W. J. WILLIAMSON
JOHN A. TABER

August 31, 1972

P. O. Box 467
Telephone Area 205-382-2635

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

Re: Nathan Boatwright vs. Jerry Glen Duke &
Edwin Wohlford--Case No. 10,443

Dear Mrs. Blackmon:

When this case is called on September 11, 1972, please ask the Judge to enter a judgment by default with a writ of inquiry against Jerry Glen Duke.

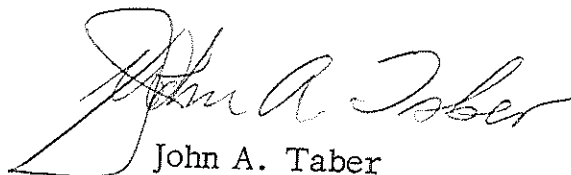
I will not come down to prove my damages at this time since I have another address for the other defendant. I would appreciate your returning the Summons and Complaint to the Sheriff of Montgomery County and ask him to serve it as follows, to-wit:

Mr. Edwin E. Wohlford
3414 Vance Lane
Montgomery, Alabama

You might also notify the Sheriff that Mr. Wohlford's telephone number is 272-3408.

Please let us know when this service has been returned by the Sheriff of Montgomery County.

Yours truly,


John A. Taber

JAT/bjl

NATHAN BOATWRIGHT VS JERRY GLENN DUKE (10,443)

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show to whom, date and address
where delivered

☒

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

DATE DELIVERED

JUN 13 1972

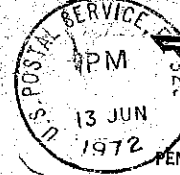
SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Deliver to addressee only

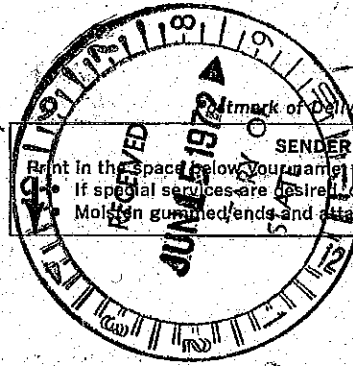
SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



PENALTY FOR PRIVATE USE TO AVOID /
PAYMENT OF POSTAGE, \$300

PS Form 3811 Nov. 1970 655-16-81277-1



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name and address, including ZIP Code.
If special services are desired, check block(s) on other side.
Moisten gummed ends and attach to back of article.



SECRETARY OF STATE
MONTGOMERY, ALABAMA 36104