

COLLINS, GALLOWAY & MURPHY
ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA

FRED G. COLLINS
THOMAS M. GALLOWAY
M. THOMAS MURPHY

SEPTEMBER 15, 1955

2726

HON. ALICE DUCK, CLERK
CIRCUIT COURT BALDWIN COUNTY
BALDWIN COUNTY COURT HOUSE
BAY MINETTE, ALABAMA

RE: ANNE JUANITA BOYCE
VS: ROY H. STEWART AND
EARL JOHNSON

DEAR MRS. DUCK:

WOULD YOU PLEASE FILE THE ENCLOSED SUIT
AND NOTIFY US THE DATE OF SAID FILING.

VERY TRULY YOURS,

COLLINS, GALLOWAY & MURPHY

By: Thomas M. Galloway
THOMAS M. GALLOWAY *by mlg*

TMG:MLG
ENCL: 3

ANNE JUANITA BOYCE : IN THE CIRCUIT COURT OF
PLAINTIFF :
VS: : BALDWIN COUNTY
 : ALABAMA
ROY H. STEWART & :
EARL JOHNSON : No. _____
DEFENDANTS :

COUNT ONE

THE PLAINTIFF CLAIMS OF THE DEFENDANTS THE SUM
OF TWO HUNDRED TWENTY AND 00/100 (\$220.00) DOLLARS
AS DAMAGES, FOR THAT, HERETOFORE AND ON, TO-WIT, THE
10TH DAY OF MAY, 1955, THE PLAINTIFF'S AUTOMOBILE WAS
BEING OPERATED UPON OR ALONG U. S. HIGHWAY 90 AT OR
NEAR A POINT SEVEN AND TWO-TENTHS MILES EAST OF THE
MOBILE CITY LIMITS, SAID HIGHWAY BEING THEN AND THERE
A PUBLIC HIGHWAY IN THE COUNTY OF BALDWIN, ALABAMA,
AND AT SAID TIME AND PLACE THE DEFENDANT, ROY H.
STEWART, WHO WAS THEN AND THERE ACTING WITHIN THE LINE
AND SCOPE OF HIS EMPLOYMENT AS AN AGENT, SERVANT OR
EMPLOYEE OF THE DEFENDANT, EARL JOHNSON, DID SO
NEGLIGENTLY OPERATE A DUMP TRUCK SO AS TO CAUSE OR
ALLOW THE SAME TO COLLIDE WITH THE VEHICLE OF THE
PLAINTIFF AND AS A PROXIMATE RESULT AND CONSEQUENCE
OF THE AFORESAID NEGLIGENCE OF THE DEFENDANT, ROY H.
STEWART, AN AGENT, SERVANT OR EMPLOYEE, WHILE THEN AND
THERE ACTING WITHIN THE LINE AND SCOPE OF HIS EMPLOY-
MENT FOR THE DEFENDANT, EARL JOHNSON, THE AUTOMOBILE
OF THE PLAINTIFF WAS GREATLY SMASHED, BENT AND BROKEN
AND SHE WAS CAUSED TO SUFFER THE LOSS OF SAME FOR A
PERIOD OF THREE DAYS, ALL TOHHER GREAT DAMAGE IN THE
AMOUNT AFORESAID, HENCE THIS SUIT.

COLLINS, GALLOWAY & MURPHY

ADDRESS OF DEFENDANTS:

ROY H. STEWART
SILVER CROSS, ALABAMA
EARL JOHNSON
FRANKVILLE, ALABAMA
WASHINGTON COUNTY

BY: Thomas W. Galloway
ATTORNEYS FOR PLAINTIFF

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 2726

Sept. TERM, 1955.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Roy H. Stewart & Earl Johnson

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

Roy H. Stewart & Earl Johnson, Defendant

by

Anne Juanita Boyce, Plaintiff

Witness my hand this 16th day of Sept. 19 55.

Heice J. Smith, Clerk