

STATE OF ALABAMA, 0
 0
COUNTY OF BALDWIN. 0

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon H. E. MILLS AND W. E. MILLS 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 FRANK P. EUBANKS AND LILLIE B. EUBANKS.

Witness my hand this 23 day of June, 1956.

2957

Alvin J. Duck
CLERK.

FRANK P. EUBANKS AND
LILLIE B. EUBANKS,

Plaintiffs,

VS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NO. _____

H. E. MILLS AND
W. E. MILLS,

Defendants.

C O U N T O N E .

The plaintiffs claim of the defendants Five Hundred (\$500.00) Dollars as damages for that, heretofore, on, to-wit: the 31st day of May, 1956, at about 4:15 o'clock, P. M., on U. S. Highway No. 31, in Baldwin County, Alabama, about twelve miles East of Mobile, Alabama, and about two miles East of Spanish Fort Hill, the defendant, W. E. MILLS, who was then and there an agent, servant, or employee of the defendant, H. E. MILLS, acting within the line and scope of his employment as such, so negligently operated an automobile which he was then and there driving as to cause, permit or allow the said automobile to run into, upon or against an automobile belonging to the plaintiffs; and as a direct and proximate consequence of the negligence of the defendants as aforesaid the plaintiffs' said automobile was bent, broken and smashed, the right front fender, right front door, right rear door, right rear fender, and the right panels were bent, broken and smashed, the frame was bent, the steering gear was damaged, and the wheels were thrown out of line, and plaintiffs

were deprived of the use of their said automobile, which is used in their business, for a long period of time; all to their damage as aforesaid; and plaintiffs aver that all of their said damages were the direct and proximate consequence of the negligent operation of an automobile at the time and place complained of by the defendant, W. E. MILLS, who was then and there acting as the agent, servant or employee of the defendant, H. E. MILLS, and acting within the line and scope of his employment as such; hence this suit.

Julius A. Madbury Jr.
ATTORNEY FOR PLAINTIFFS.

Plaintiffs respectfully request that this cause be tried by a jury.

Julius A. Madbury Jr.
ATTORNEY FOR PLAINTIFFS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW. NO. 2957

FRANK P. EUBANKS AND
LILLIE B. EUBANKS,
Plaintiffs,

VS.

H. E. MILLS AND
W. E. MILLS,
Defendants.

ALICE L. DUCK, Clerk

JUN 23 1956

FILED

SUMMONS AND COMPLAINT.

TELFAIR J. MASHBURN, JR.

ATTORNEY-AT-LAW

BAY MINETTE, ALABAMA

Defendants may be served near
Spanish Port, Alabama

Received 25 day of June 1956
and on 30 day of June 1956
I served a copy of the within 82
on H. E. Mills
W. E. Mills
By service on _____

TAYLOR WILKINS, Sheriff
By W. A. Talbert D. S.
Spanish Port

DEPUTY SHERIFF
BY
TAYLOR WILKINS, Sheriff
Ten Cents per mile Total \$ 8.80
Sheriff claims 88 miles at
TAYLOR WILKINS, Sheriff
BY Talbert
DEPUTY SHERIFF

FRANK P. EUBANKS and
LILLIE B. EUBANKS,

Plaintiffs,

vs.

H. E. MILLS and
W. E. MILLS,

Defendants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. _____

Come the Defendants in the above styled cause and for plea to the complaint filed in said cause say:

1. That the allegations of the complaint are untrue.
2. That the Plaintiff, Frank P. Eubanks, at the time and place complained of in the complaint, was himself guilty of negligence which was the proximate cause of Plaintiffs injuries and damages, hence Plaintiffs cannot recover of the Defendants.
3. At the time and place alleged in the complaint, the Plaintiff, Lillie B. Eubanks, acting by and through her agent, servant or employee, who was then and there acting within the line and scope of his employment as such, so negligently operated a motor vehicle owned by the Plaintiffs as to cause or allow the same to collide with the automobile driven by the Defendant, W. E. Mills, and thereby proximately contributed to the Plaintiffs injuries and damages of which they complain, hence they should not recover.


Attorneys for the Defendants

RECORDED

PLEAS

FRANK P. EUBANKS and
LILLIE B. EUBANKS,

Plaintiffs,

vs.

H. E. MILLS and W. E. MILLS,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

NO. 2957

FILED

JUL 6 1956

ALICE J. DUCK, Clerk

LAW OFFICES

CHASON & STONE

BAY MINETTE, ALABAMA

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }
Baldwin County.

Circuit Court, Baldwin County

No. 2957

June

TERM, 1956

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon L. B. Benbow

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

L. B. Benbow

, Defendant.

by S. W. Jacobs

, Plaintiff.

Witness my hand this

18th

day of

June

1956

Alice J. Smith

, Clerk

S. W. JACOBS

PLAINTIFF

VS

L. B. BENBOW

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

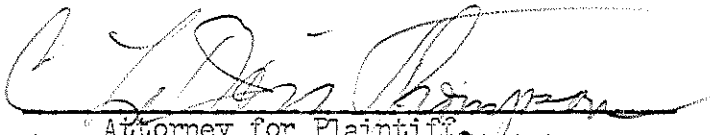
CASE NO. 2798

1.

The Plaintiff claims of the defendant the sum of Two Hundred Thirty-four (\$234.00) Dollars due on a note drawn by the defendant on the 25th day of November, 1954, payable to the Baldwin County Bank at Bay Minette, Alabama, said note being endorsed by the plaintiff herein and the said note not being paid at maturity by the said L. B. Benbow was charged to the account of plaintiff, S. W. Jacobs, by the said Baldwin County Bank, whereas said note with interest thereon is still unpaid.

2.

The Plaintiff claims of the Defendant a reasonable attorney fee as provided in the said promissory waive note.


Attorney for Plaintiff.