

February 27, 1957

EDITH BAGGETT HOWELL, Plaintiff
VS
WILLIAM G. RICHARDSON, Defendant

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA AT LAW

CASE NO. 3152

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW:

I, Mary Texas Hurt, Secretary of State, hereby certify that on February 25, 1957
I sent by-registered mail in an envelope addressed as follows:

"
William G. Richardson
43 Dallas Manor
Chattanooga, Tennessee"

"Registered 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:

"
William G. Richardson
43 Dallas Manor
Chattanooga, Tennessee

You will take notice that on February 25, 1957 the Sheriff of Montgomery
County, Alabama, served upon me, in my official capacity, summons and complaint in a
case entitled: EDITH BAGGETT HOWELL, Plaintiff VS WILLIAM G. RICHARDSON,
Defendant,

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW
Case No. 3152 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 25
day of February 1957

Enclosure (1)

(Signed) Mary Texas Hurt
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 February 27, 1957 I received the return card, showing
receipt by the designated addressee of the aforementioned matter at Chattanooga, Tenn.
on Feb 26 1957

WITNESS MY HAND and the Great Seal of the State of Alabama this the 27 day
of February 1957

Mary Texas Hurt Garner

Mary Texas Hurt
Secretary of State

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

cc: Honorable N. C. Stone
Chason & Stone, Attorneys at Law
Arcade Building
Bay Minette, Alabama

STATE OF ALABAMA

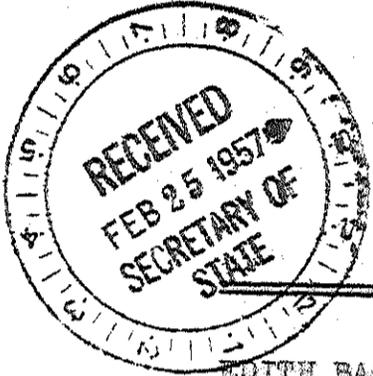
BALDWIN COUNTY

IN THE CIRCUIT COURT - LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon William G. Richardson 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 Edith Baggett Howell.

Witness my hand this 21 day of February, 1957.



Henry J. Welch
Clerk.

EDITH BAGGETT HOWELL,
Plaintiff,
vs.
WILLIAM G. RICHARDSON,
Defendant.

I
I
I
I
I

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COUNT ONE

The Plaintiff claims of the Defendant Twenty Thousand Dollars (\$20,000.00) as damages for that on, heretofore, to-wit: August 3, 1956, at about 12:15 o'clock A. M. at a point approximately two miles East of the Malbis Plantation on U. S. Highway #90, a public highway in Baldwin County, Alabama, the Defendant so negligently operated a motor vehicle as to cause or allow the same to run into and collide with a motor vehicle then and there being operated by the Plaintiff and as a proximate consequence and result of the negligence of the Defendant, aforesaid, the Plaintiff, Edith Baggett Howell, was seriously and permanently injured in this: She suffered shock, she suffered severe lacerations of both knees, she suffered severe contusions and lacerations on her right arm, she suffered multiple contusions and bruises over and about her entire body, she was scarred and disfigured on both her legs. She was caused to be hospitalized for a period of sixteen (16) days, she was caused to be bedridden for a great length of time, she was caused to suffer and did suffer great

pain and anguish, she was caused to incur and did incur great expense in and about the treatment and care of her wounds, and she was permanently and partially disabled, all to her damages as aforesaid, wherefore she brings this suit and asks judgment in the above amount.

COUNT TWO

The Plaintiff claims of the Defendant the sum of Twenty Thousand Dollars (\$20,000.00) as damages for that on heretofore, to-wit: August 3, 1956, at about 12:15 o'clock A. M. at a point approximately two (2) miles East of the Malbis Plantation on U. S. Highway #90, a public highway in Baldwin County, Alabama, the Defendant wantonly injured the Plaintiff by then and there wantonly driving a motor vehicle into, upon and against a motor vehicle which was then and there being operated by the Plaintiff and as a proximate consequence and result of the wantonness of the Defendant, aforesaid, the Plaintiff was seriously and permanently injured in this: She suffered shock, she suffered severe lacerations of both knees, she suffered severe contusions and lacerations on her right arm, she suffered multiple contusions and bruises over and about the entire body, she was scarred and disfigured on both her legs. She was caused to be hospitalized for a period of sixteen (16) days, she was caused to be bedridden for a great length of time, she was caused to suffer and did suffer great pain and anguish, she was caused to incur and did incur great expense in and about the treatment and care of her wounds, and she was permanently and partially disabled, all to her damages as aforesaid, wherefore she brings this suit and asks judgment in the above amount.

FILED
FEB 21 1957

210

CHASON & STONE

By: Malcolm Stone
Attorneys for Plaintiff

Plaintiff respectfully demands a trial of this cause by jury.

CHASON & STONE

By: Malcolm Stone
Attorneys for Plaintiff

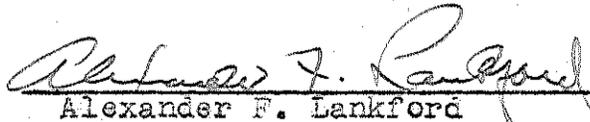
IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

EDITH BAGGETT HOWELL, :
 :
 Plaintiff, :
 :
 vs. :
 : CIVIL ACTION NO. _____
 WILLIAM G. RICHARDSON, :
 :
 Defendant. :

CERTIFICATE

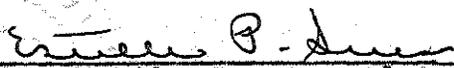
Alexander F. Lankford, one of the attorneys of record for the defendant, William G. Richardson, herein, being duly sworn on oath, says that heretofore, upon the filing herein of the petition for removal and requisite bond, he forthwith, on the 15th day of March, 1957, gave written notices thereof to the adverse party by mailing on this said date such notices, together with a copy of said petition for removal, a copy of said notice being attached hereto, to Norborne C. Stone, Jr., Esquire, Attorney for the plaintiff herein, at the Arcade Building, Bay Minette, Alabama, postage prepaid, by registered mail, return receipt requested; and that on the said 15th day of March, 1957, a copy of said petition together with notice thereof, a copy of which is attached hereto, was forwarded by registered mail, return receipt requested, to Honorable Alice J. Duck, as Clerk of the Circuit Court of Baldwin County, Alabama, Bay Minette, Alabama, for filing with the said Clerk of said Court, wherein this action originally was pending.

Dated on this the 15th day of March, 1957.

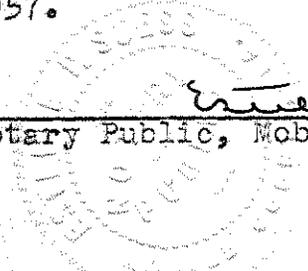


Alexander F. Lankford

Subscribed to and sworn before me
on this the 15th day of March,
1957.



Notary Public, Mobile County, Alabama



In the Matter of the Removal
to the District Court of the
United States for the Southern
District of Alabama, Southern
Division, of the case of:

EDITH BAGGETT HOWELL,

Plaintiff,

vs.

WILLIAM G. RICHARDSON,

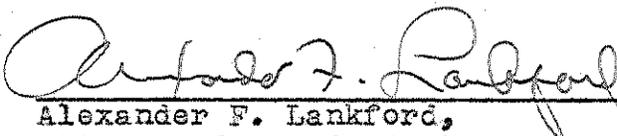
Defendant.

TO: Norborne C. Stone, Jr., Esquire
Attorney for Plaintiff
Arcade Building
Bay Minette, Alabama

Please take note that William G. Richardson, defendant in the above styled cause, has, on this the 15th day of March, 1957, filed his petition to remove the above entitled action to the United States District Court for the Southern Division of the Southern District of Alabama, a copy of the said petition being attached to this said notice, and that said defendant has on this said date filed in said United States District Court a bond with good and sufficient surety conditioned as is provided by law with respect to said proceedings. You are hereby further notified that a copy of the said petition is being this day forwarded by registered mail, return receipt requested, to the Honorable Alice J. Duck, as Clerk of the Circuit Court of Baldwin County, Alabama, Bay Minette, Alabama, for filing with the said Clerk of said Court wherein said cause is now pending, which shall effect the removal of this cause from said Court.

This said notice is given to you as Attorney for the plaintiff in compliance with the provisions of Title 28, Section 1446, U.S.C.A.

Dated this 15th day of March, 1957.


Alexander F. Lankford,
Attorney for Defendant
First National Bank Building
Mobile, Alabama

OF COUNSEL:

HAND, ARENDALL & BEDSOLE

and makes a part hereof, a copy of all process, pleadings, and orders purported to have been served upon him in such action.

4. Petitioner desires to remove this action to this Court on the ground of diversity of citizenship existing therein between the plaintiff, Edith Baggett Howell, and the petitioner in pursuance to the Acts of Congress in that behalf provided. Petitioner heretofore files and offers herewith bond with good and sufficient surety in the penal sum of Five Hundred Dollars (\$500.00) conditioned that the petitioner will pay all costs and disbursements incurred by reason of this said removal proceedings should it be determined that this action was wrongfully or improperly removed to this court.

5. Petitioner represents that promptly upon the filing of this petition and the said bond filed herewith, this petitioner shall give written notice thereof to the adverse party and shall file a copy of the petition with the Clerk of the Circuit Court of Baldwin County, Alabama, wherein said action is now pending.

WHEREFORE, your petitioner prays that the said bond filed herewith be accepted as good and sufficient and that this court will enter such order or orders as may be proper in the premises.

DATED this 15th day of March, 1957.


Alexander F. Lankford,
Attorney for William G. Richardson,
Defendant
Room 622 First National Bank Building
Mobile, Alabama

OF COUNSEL:

HAND, ARENDALL & BEDSOLE



STATE OF ALABAMA
OFFICE OF SECRETARY OF STATE
MONTGOMERY 4, ALABAMA

MARY TEXAS HURT
SECRETARY OF STATE

February 25, 1957

William G. Richardson
15 Dallas Manor
Chattanooga, Tennessee

REGISTERED MAIL
RETURN RECEIPT REQUESTED
DELIVER TO ADDRESSEE ONLY

You will take notice that on February 25, 1957 the Sheriff of Montgom-
ery County, Alabama, served upon me, in my official capacity, Summons and
Complaint in a case entitled: EDITH MARSHALL HOWELL

Plaintiff VS WILLIAM G. RICHARDSON,

Defendant in the CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA AT LAW

Case No. 3152 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 25
day of February 1957.

Mary Texas Hurt
Secretary of State

Enclosure: Copy of Summons and
Complaint

cc: Honorable R. S. Stone
Chason & Stone, Attorneys at Law
Arcade Building
Bay Minette, Alabama

Exhibit "A"

STATE OF ALABAMA

IN THE CIRCUIT COURT - LAW SIDE

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon William C. Richardson 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 Edith Baggett Howell.

Witness my hand this _____ day of February, 1957.

CLERK.

EDITH BAGGETT HOWELL,

Plaintiff,

vs.

WILLIAM C. RICHARDSON,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

COUNT ONE

The Plaintiff claims of the Defendant Twenty Thousand Dollars (\$20,000.00) as damages for that on, heretofore, to-wit: August 3, 1956, at about 12:15 o'clock A. M. at a point approximately two miles East of the Nalbis Plantation on U. S. Highway #90, a public highway in Baldwin County, Alabama; the Defendant so negligently operated a motor vehicle as to cause or allow the same to run into and collide with a motor vehicle then and there being operated by the Plaintiff and as a proximate consequence and result of the negligence of the Defendant, aforesaid, the Plaintiff, Edith Baggett Howell, was seriously and permanently injured in this. She suffered shock, she suffered severe lacerations of both knees, she suffered severe contusions and lacerations on her right arm, she suffered multiple contusions and bruises over and about her entire body, she was scarred and disfigured on both her legs. She was caused to be hospitalized for a period of sixteen (16) days, she was caused to be bedridden for a great length of time, she was caused to suffer and did suffer great

pain and anguish, she was caused to incur and did incur great ex-
pense in and about the treatment and care of her wounds, and she
was permanently and partially disabled, all to her damages as afore-
said, therefore she brings this suit and asks judgment in the above
amount.

COURT TWO

The Plaintiff claims of the Defendant the sum of Twenty
Thousand Dollars (\$20,000.00) as damages for that on heretofore, to-
wits August 3, 1956, at about 11:15 o'clock A. M. at a point approxi-
mately two (2) miles East of the Malbis Plantation on U. S. Highway
97, a public highway in Baldwin County, Alabama, the Defendant wan-
tonly injured the Plaintiff by then and there wantonly driving a
motor vehicle into upon and against a motor vehicle which was then
and there being operated by the Plaintiff and as a proximate conse-
quence and result of the wantonness of the Defendant, aforesaid, the
Plaintiff was seriously and permanently injured in that she suffer-
ed shock, she suffered severe lacerations of both knees, she suffer-
ed severe contusions and lacerations on her right arm, she suffered
multiple contusions and bruises over and about the entire body, she
was scorched and lacerated on both her legs. She was caused to be
hospitalized for a period of sixteen (16) days, she was caused to be
bedridden for a great length of time, she was caused to suffer and
did suffer great pain and anguish, she was caused to incur and did
incur great expense in and about the treatment and care of her wounds,
and she was permanently and partially disabled, all to her damages as
aforesaid, therefore she brings this suit and asks judgment in the
above amount.

CHAS. A. STONE

By: _____
Attorneys for Plaintiff

Plaintiff respectfully demands
a trial of this cause by jury.

By: _____
Attorneys for Plaintiff

3152

EDITH BAGGETT HOWELL,
Plaintiff,

vs.

WILLIAM G. RICHARDSON,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

AFFIDAVIT

FILED

FEB 21 1957

ALICE A. DUCK, Clerk

LAW OFFICE
CHASON & STONE
Bay Minette, Alabama

STATE OF ALABAMA

IN THE CIRCUIT COURT - LAW SIDE

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon William G. Richardson 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 Edith Baggett Howell.

Witness my hand this 21 day of February, 1957.

David J. ...
Clerk.

EDITH BAGGETT HOWELL,	I	
Plaintiff,	I	IN THE CIRCUIT COURT OF
vs.	I	BALDWIN COUNTY, ALABAMA
WILLIAM G. RICHARDSON,	I	AT LAW
Defendant.	I	

COUNT ONE

The Plaintiff claims of the Defendant Twenty Thousand Dollars (\$20,000.00) as damages for that on, heretofore, to-wit: August 3, 1956, at about 12:15 o'clock A. M. at a point approximately two miles East of the Malbis Plantation on U. S. Highway #90, a public highway in Baldwin County, Alabama, the Defendant so negligently operated a motor vehicle as to cause or allow the same to run into and collide with a motor vehicle then and there being operated by the Plaintiff and as a proximate consequence and result of the negligence of the Defendant, aforesaid, the Plaintiff, Edith Baggett Howell, was seriously and permanently injured in this: She suffered shock, she suffered severe lacerations of both knees, she suffered severe contusions and lacerations on her right arm, she suffered multiple contusions and bruises over and about her entire body, she was scarrred and disfigured on both her legs. She was caused to be hospitalized for a period of sixteen (16) days, she was caused to be bedridden for a great length of time, she was caused to suffer and did suffer great

pain and anguish, she was caused to incur and did incur great expense in and about the treatment and care of her wounds, and she was permanently and partially disabled, all to her damages as aforesaid, wherefore she brings this suit and asks judgment in the above amount.

COUNT TWO

The Plaintiff claims of the Defendant the sum of Twenty Thousand Dollars (\$20,000.00) as damages for that on heretofore, to-wit: August 3, 1956, at about 12:15 o'clock A. M. at a point approximately two (2) miles East of the Malbis Plantation on U. S. Highway #90, a public highway in Baldwin County, Alabama, the Defendant wantonly injured the Plaintiff by then and there wantonly driving a motor vehicle into, upon and against a motor vehicle which was then and there being operated by the Plaintiff and as a proximate consequence and result of the wantonness of the Defendant, aforesaid, the Plaintiff was seriously and permanently injured in this: She suffered shock, she suffered severe lacerations of both knees, she suffered severe contusions and lacerations on her right arm, she suffered multiple contusions and bruises over and about the entire body, she was scarred and disfigured on both her legs. She was caused to be hospitalized for a period of sixteen (16) days, she was caused to be bedridden for a great length of time, she was caused to suffer and did suffer great pain and anguish, she was caused to incur and did incur great expense in and about the treatment and care of her wounds, and she was permanently and partially disabled, all to her damages as aforesaid, wherefore she brings this suit and asks judgment in the above amount.

CHASON & STONE

By: Melvin Stone
Attorneys for Plaintiff

Plaintiff respectfully demands a trial of this cause by jury.

CHASON & STONE

By: Melvin Stone
Attorneys for Plaintiff

217
RECEIVED IN OFFICE
FEB 22 1957
M. S. BUTLER, Sheriff

315-2

EDITH BAGGETT HOWELL,
Plaintiff,

vs.

WILLIAM G. RICHARDSON,
Defendant.

Executed by serving.....copies of
the within on Mary Texas Hurt,
Secretary of State of The State of
Alabama.

[This the 25 day of Feb 1957

Sheriff of Montgomery County
M. S. Butler,

By *Goodyear* D. S.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

SUMMONS AND COMPLAINT

The Sheriff claims..... 2
miles at 10c per mile for a total
of \$ 2.00
M. S. Butler Sheriff
Montgomery County Ala.

FILED
FEB 21 1957
ALICE L. DUCK, Clerk

LAW OFFICES
CHASON & STONE
BAY MINETTE, ALABAMA