

3378

ETHEL MARIE WILLIAMS

Plaintiff,

vs.

BARNEY B. FEASTER, alias
B. B. FEASTER,

Defendant.

X
X
X
X
X
X
X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Comes the Defendant in the above styled cause and for plea to the Complaint, says:

1. Not guilty.

2. That the Plaintiff, at the time and place complained of in the Complaint, was guilty of negligence which was the proximate cause of her injuries and damages in that she drove an automobile at a high rate of speed into or against the automobile which was being driven by the Defendant on the proper side of the highway at a speed of about twenty-five miles per hour, hence the Plaintiff should not recover in this suit.

Filed July 14, 1958
Allice J. Luck, Clerk

Sharon a Stone
Attorneys for Defendant

ETHEL MARIE WILLIAMS,

Plaintiff,

vs.

BARNEY B. FEASTER alias B. B.
FEASTER,

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

PLEA

FILED

JUL 14 1958

ALICE A. DUCK, Clerk

LAW OFFICES

CHASON & STONE

BAY MINETTE, ALABAMA

ETHEL MARIE WILLIAMS,

Plaintiff,

vs.

BARNEY B. FEASTER, alias
B. B. FEASTER,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

Comes the Defendant in the above styled cause and demurs to the Amended Complaint filed in said cause and assigns the following separate and several grounds, viz:

1. That the place where the accident occurred is not sufficiently set out.
2. That the allegations in the Amended Complaint that such accident occurred about 1 mile South of the City limits of Bay Minette is vague and indefinite as such Town has four (4) City limits, North, South, East and West.
3. That the Amended Complaint does not state that the Defendant negligently injured the Plaintiff.

Filed
May 26, 1958
Alice J. Luck
clerk

CHASON & STONE

By:

[Signature]
Attorneys for Defendant.

ETHEL MARIE WILLIAMS,

Plaintiff,

vs.

MARNEY B. FEASTER alias
B. B. FEASTER,

Defendant.

Y
Y
Y
Y
Y
Y

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

Comes the Defendant in the above styled cause and for plea to the complaint as amended and says:

1. Not guilty.

2. For further plea to said complaint the Defendant says that the Plaintiff ought not to recover in this suit, for that at the time and place complained of in such complaint the Plaintiff was herself guilty of negligence which proximately contributed to her alleged injuries and damages in this: That the Defendant was driving his automobile on or along the highway at the time and place set out in the complaint and the Plaintiff negligently drove an automobile into or against the Defendant's automobile while the Defendant was where he had a right to be, hence the Plaintiff ought not to recover in this suit.

Filed Jan. 29, 1958

Yasson & Stone
Attorneys for Defendant

AMENDED

ETHEL MARIE WILLIAMS,
PLAINTIFF
VS
MARNEY B. FEASTER alias
B. B. FEASTER,
DEFENDANT

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW.

Comes the Plaintiff in the above styled cause and amends the style of said complaint to read as follows:

ETHEL MARIE WILLIAMS,
PLAINTIFF
VS
BARNEY B. FEASTER, alias
B. B. FEASTER,
DEFENDANT

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1.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW.

Plaintiff claims of the Defendant the sum of Two Thousand (\$2,000.00) Dollars as damages for that heretofore, on to-wit October 27, 1957 Defendant was driving an automobile upon a public highway in Baldwin County, Alabama, to-wit, U. S. Numbered Highway 31 about one mile South of the City limits of Bay Minette in said State and County, and that he so negligently operated said automobile then and there that as a proximate result and consequence thereof he ran the same upon and against an automobile operated by the Plaintiff and as a consequence thereof did inflict personal injuries upon her in this, her head was injured, and her neck was bruised and contused; she received bruises about her body, arm and legs which made her sick and sore and she was shocked and shakened so that she was forced to wear a neck brace; and all to her great damage as aforesaid, hence this suit.

THOMPSON & WHITE

BY: C. LeVair Thompson
Attorneys for Plaintiff

Plaintiff demands trial by jury.

C. LeVair Thompson
Attorneys for Plaintiff.

ETHEL MARIE WILLIAMS,

Plaintiff,

vs.

MARNEY B. FEASTER alias
B. B. FEASTER,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

DEMURRER

Comes the Defendant in the above styled cause and demurs to the amended Complaint filed in said cause and assigns the following separate and several grounds, viz:

1. That said Complaint does not state a cause of action.
2. That said Complaint does not sufficiently set out the place where the accident occurred.
3. That said Complaint does not state which city limit is referred to.
4. That said Complaint does not allege that the Defendant negligently injured the Plaintiff.
5. That said Complaint does not allege that the Plaintiff was injured as a proximate result of the Defendant's negligence.

Filed Dec. 30, 1957
Alice J. Luck, clerk

James Stone
Attorneys for Defendant

3378

DEMURRER

ETHEL MARIE WILLIAMS,
Plaintiff,

vs.

MARNEY B. FEASTER alias
B. B. FEASTER,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

FILED

DEC 30 1957

ALICE J. BUCK, Clerk

LAW OFFICES
CHASON & STONE
BAY MINETTE, ALABAMA

AMENDED

ETHEL MARIE WILLIAMS,
PLAINTIFF
VS
MARNEY B. FEASTER alias
B. B. FEASTER,
DEFENDANT

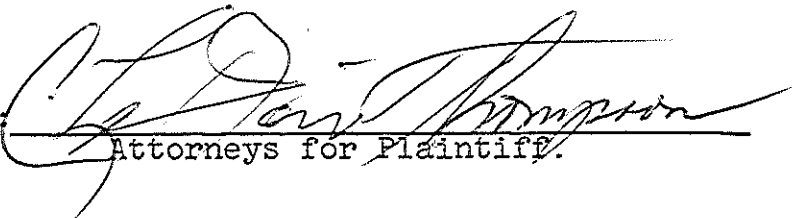
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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW.

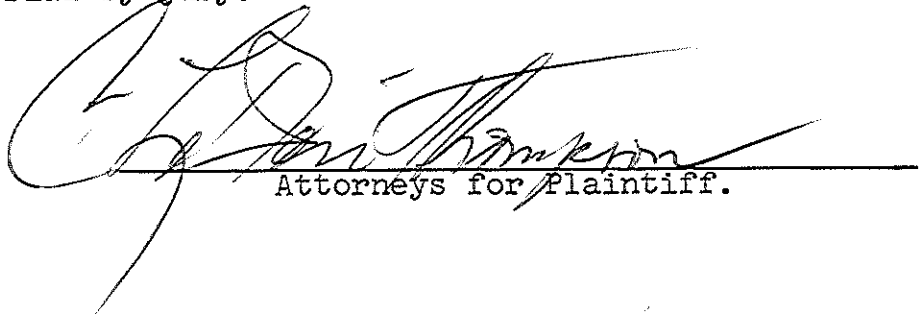
1.

Plaintiff claims of the Defendant the sum of Two Thousand (\$2,000.00) Dollars as damages for that heretofore, on to-wit October 27, 1957 Defendant was driving an automobile upon a public highway in Baldwin County, Alabama, to-wit, U. S. Numbered Highway 31 about one mile South of the City limits of Bay Minette in said State and County, and that he so negligently operated said automobile then and there that as a proximate result and consequence thereof he ran the same upon and against an automobile operated by the Plaintiff and as a consequence thereof did inflict personal injuries upon her in this, her head was injured, and her neck was bruised and contused; she received bruises about her body, arm and legs which made her sick and sore and she was shocked and shakened so that she was forced to wear a neck brace; and all to her great damage as aforesaid, hence this suit.

THOMPSON & WHITE

BY 
Attorneys for Plaintiff.

Plaintiff demands trial by jury.


Attorneys for Plaintiff.

*Filed
Dec. 27, 1957
Alice J. Luck
Clerk*

ETHEL MARIE WILLIAMS,
Plaintiff,
vs.

MARNEY B. FEASTER alias
B. B. FEASTER,
Defendant.

X
X
X
X
X
X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Comes the Defendant in the above styled cause and demurs to the complaint filed in said cause and each and every count thereof separately and severally, and assigns the following separate and several grounds, viz:

1. That said count does not state a cause of action.
2. That there is no allegation that the accident occurred on a public highway.
3. That such complaint is vague and indefinite as to where the accident occurred.
4. That said count fails to allege any duty owing by the Defendant to the Plaintiff.
5. That said count does not allege that the Defendant negligently injured the Plaintiff.
6. That said count does not allege that the Plaintiff's damages was the proximate consequence of the Defendant's negligence.
7. That said Count does not properly set out the damages to the Plaintiff's automobile.
8. That said count does not sufficiently set out the personal injuries of the Plaintiff.

Filed Nov. 26, 1957
Alice J. Suck,
clerk

Shannon & Stone
Attorneys for Defendant

ETHEL MARIE WILLIAMS,

Plaintiff,

vs.

MARNEY B. FEASTER alias
B. B. FEASTER,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW CASE NO. _____

ANSWER TO INTERROGATORIES

Comes now the Defendant, Marney B. Feaster, and for answer to the interrogatories heretofore propounded to him by the Plaintiff, says separately and severally as follows:

1. Barney Bernard Feaster

2. No

3. Do not know

4. Those are my initials but I do not know anyone else by

that name

5. I am always known as Barney B. Feaster

6. No

7. The answer was no to the above

8. Answer above

9. Answer above

10. Yes, issued May 14, 1956, No. 0062065

11. I do not wear glasses except for reading. I do not remember the last time my vision was tested and I do not have a copy of my doctor's prescription for glasses

12. Answer above

Barney B. Feaster
Barney B. Feaster

STATE OF ALABAMA

BALDWIN COUNTY

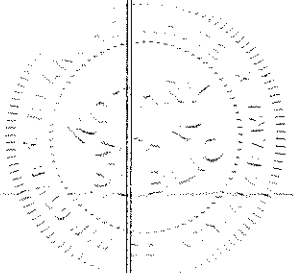
Before me, Blanche White, a Notary Public, in and for said County in said State, personally appeared Barney B. Feaster, who is known to me and who after being by me first duly and legally sworn, did depose and say under oath as follows:

That his name is Barney B. Feaster and that he signed the foregoing answers to the interrogatories propounded to him by Ethel Marie Williams, the Plaintiff in the suit now pending in the Circuit Court of Baldwin County, Alabama, at Law, wherein the said Ethel Marie Williams is the Plaintiff and Marney B. Feaster is the Defendant, and that the answers to said interrogatories are true and correct.

Barney B. Feaster
Barney B. Feaster

Sworn to and subscribed before me
on this the 22nd day of ^{April}~~March~~, 1958.

Blanche White
Notary Public, Baldwin County, Alabama.



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ETHEL MARIE WILLIAMS
PLAINTIFF
VS
MARNEY B. FEASTER alias
B. B. FEASTER
DEFENDANT

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

1.

Plaintiff claims of the Defendant Four Hundred (\$400.00) Dollars as damages for that on to-wit, October 29, 1957, about one mile South from the City limits of Bay Minette in Baldwin County, Alabama Plaintiff was driving her automobile along or upon U. S. Numbered Highway 31, a public highway about 150 feet North of Mack's Place in said State and County, and then and there the said Defendant negligently ran another automobile into, upon or against Plaintiff's said automobile, and thereby and as the proximate result and consequence thereof the Plaintiff's said automobile was demolished or greatly damaged or rendered less valued, all to her great damage as aforesaid, hence this suit.

2.

Plaintiff claims of the Defendant the sum of Two Thousand (\$2,000.00) Dollars as damages for that heretofore, on to-wit October 29, 1957 Defendant was driving an automobile upon a public highway in Baldwin County, Alabama, to-wit, U. S. Numbered Highway 31 about one mile South of the City limits of Bay Minette in said State and County, and that he so negligently operated said automobile then and there that as a proximate result and consequence thereof he ran the same upon and against an automobile belonging to the Plaintiff and driven by her did inflict personal injuries upon her in this, her head and neck was contused; she received bruises about her body, arm and legs which made her sick and sore and she was shocked and shakened so that she was forced to wear a neck brace; all to her great damage as aforesaid, hence this suit.

Thompson & White
Attorneys for Plaintiff.

Defendant demands trial by jury.

Filed Nov. 1, 1958
Alice J. Luck, clerk.
Thompson & White
Attorneys for Plaintiff.

THE STATE OF ALABAMA,

CIRCUIT COURT, BALDWIN COUNTY

BALDWIN COUNTY

No. 3378

TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Comanded to Summon MARNEY B. FEASTER alias B.B. FEASTER

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 _____

MARNEY B. FEASTER alias B.B. FEASTER, Defendant

by ETHEL MARIE WILLIAMS

Plaintiff.....

Witness my hand this 1st day of Nov. 1957

Executed
Nov. 7, 1957 on Marney B. Feaster alias B.B. Feaster

Wm. J. Drake, Clerk

ETHEL MARIE WILLIAMS,

PLAINTIFF

VS

MARNEY B. FEASTER alias
B. B. FEASTER,

DEFENDANT

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

CASE NO. _____

Comes the Plaintiff in the above styled cause and propounds the following interrogatories to Defendant, MARNEY B. FEASTER, alias B. B. FEASTER:

1. Mr. B. B. Feaster, state your full name.
2. Do you know Marney B. Feaster?
3. State who Marney B. Feaster is, if you know?
4. Do you know a B. B. Feaster?
5. Are you sometimes known as Barney B. Feaster?
6. Referring to October 27, 1957 did you on this date operate an automobile on U. S. Highway Numbered 31 near Mac's Cafe, South of the City limits of Bay Minette?
7. If your answer to this is yes, describe the automobile and give the licenses number thereon.
8. State the name of the owner of this automobile.
9. Was this automobile in a collision with an automobile operated by Mrs. Ethel Marie Williams?
10. Do you have a drivers license, if so state the date it was issued and the number thereon.
11. Do you wear glasses, if so state the last date you had your vision tested and attach hereto your doctor's prescription for glasses.
12. If you have stated that you do not own the automobile you operated state whether or not you were operating the automobile as the agent, servant or employee of anyone and the name of the person for whom you were operating it.

Plaintiff further shows that the answers to said interrogatories are material to this cause and accordingly insist

upon said answers being made.

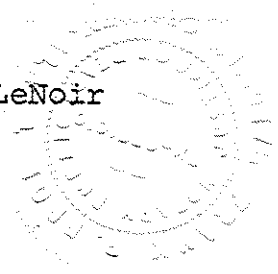
C. LeNoir Thompson
Attorney for Plaintiff

STATE OF ALABAMA
BALDWIN COUNTY

Before me, Frank P. Probst, a Notary Public, in and for said State and County, personally appeared one C. LeNoir Thompson, who being by me first duly sworn did depose and say as follows: My name is C. LeNoir Thompson and I am the Attorney of Record for the Plaintiff in the above entitled cause and as such authority to make this affidavit. I further state that the answer of the Defendant to the foregoing interrogatories will, if truthfully made, be material evidence for the Plaintiffs on the trial of said cause.

C. LeNoir Thompson

Subscribed and sworn to before me by the said C. LeNoir Thompson on the 29th day of January, 1958.



Frank P. Probst
Notary Public, My Commission Expires
3/3/59

AMENDED

ETHEL MARIE WILLIAMS,	*	IN THE CIRCUIT COURT OF
PLAINTIFF	*	BALDWIN COUNTY, ALABAMA.
VS	*	AT LAW.
MARNEY B. FEASTER alias	*	CASE NO. 3378
B. B. FEASTER	*	
DEFENDANT	*	

Comes the Plaintiff in the above styled cause and amends the style of said complaint to read as follows:

ETHEL MARIE WILLIAMS,	*	IN THE CIRCUIT COURT OF
PLAINTIFF	*	BALDWIN COUNTY, ALABAMA.
VS	*	AT LAW.
BARNEY B. FEASTER, alias	*	CASE NO. 3378
B. B. FEASTER,	*	
DEFENDANT	*	
		1.

Plaintiff claims of the Defendant the sum of Two Thousand (\$2,000.00) Dollars as damages for that heretofore, on to-wit October 29, 1957, Defendant was driving an automobile upon a public highway in Baldwin County, Alabama, to-wit, U.S. Numbered Highway 31 about one mile South of the City limits of Bay Minette in said State and County, and that he so negligently operated said automobile then and there that as a proximate result and consequence thereof he ran the same upon and against an automobile operated by the Plaintiff and as a consequence thereof did inflict personal injuries upon her in this, her head was injured, and her neck was bruised and contused; she received bruises about her body, arm and legs which made her sick and sore and she was shocked and shakened so that she was forced to wear a neck brace, and all to her great damage as aforesaid, hence this suit.

THOMPSON & WHITE

BY: [Signature]
Attorneys for Plaintiff

Plaintiff demands trial by jury.

[Signature]
Attorney for Plaintiff.

249

I hereby certify that I have served a copy of the foregoing amendment on the Honorable Chason & Stone, Attorneys for Defendant on this the 6th day of September, 1958, by delivering said copy to their office.

Filed Sept. 6, 1958

[Signature]
Attorney for Plaintiff.