

VESTER E. FICK, as Administratrix)
of the Estate of GUSTO H. FICK,)
Deceased,)

PLAINTIFF)

VS.)

RAYMOND EUGENE CARTER)

DEFENDANT)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN LAW

CASE NO.

3787

COUNT ONE

The plaintiff as Administratrix of the estate of GUSTO H. FICK, deceased, claims of the defendant the sum of Twenty Thousand Dollars (\$20,000.00) as damages for that heretofore and on to--wit: the Eighth (8th) day of March, 1958, the defendant was operating an automobile on a public highway in Baldwin County, Alabama, on what is known as the Lillian road running between Elberta, Alabama and Lillian, Alabama near the intersection with the Perdido Beach road, which said automobile was then and therebeing operated by the defendant and while the plaintiff's intestate was walking along said road where he had a right to be, the defendant did then and there run his said automobile, on, upon or against the plaintiff's intestate, whereby and as a proximate consequence of which said negligence of the defendant, the plaintiff's intestate died.

COUNT TWO

The plaintiff as Administratrix of the estate of GUSTO H. FICK, deceased, claims of the defendant the sum of Twenty thousand Dollars (\$20,000.00) as damages for that heretofore and on to-wit: the Eighth (8th) day of March, 1958, the defendant owned an automobile, which was being operated on a public road in Baldwin County, Alabama on what is known as the Lillian Highway between Elberta, Alabama and Lillian, Alabama near the intersection with the Perdido Beach road, by an agent or servant of the defendant. And plaintiff avers that on to-wit: the afore--said day, date and place, the said automobile being operated by the defendant's agent or servant, ran onto, over or against the plaintiff's intestate, causing him to sustain injuries from which he died, wherefore, plaintiff sues, And plaintiff avers that the death of said intestate was proximately caused by the negligence

of the defendant's agent or servant while acting within the line and scope of his employment at the time.

COUNT THREE

The plaintiff as administratrix of the estate of GUSTO H. FICK, deceased, claims of the defendant the sum of Twenty Thousand Dollars (\$20,000.00) as damggges for that heretofore and on to-wit: the eighth (8th) day of March, 1958, the defendant was operating an automobile on a public road in Baldwin County, Alabama on what is known as the Lillian Highway between Lillian, Alabama and Elberta, Alabama near the intersection with the Perdido Beach road and at which time and place the plaintiff's intestate was walking along said road where he had a right to be, the defendant did then and there willfully and wantonly drive his automobile into, upon or against the plaintiff's intestate causing him to die. And the plaintiff avers that the death of his said intestate was proximately caused by the wilful, wanton, or intentional conduct of the defendant at the time.

The Plaintiff demands
a trial by Jury.

Arthur C. Opperson
Attorney for the Plaintiff

Arthur C. Opperson
Attorney for the Plaintiff.

3787

FILED

MAR 9 1959

ALICE J. DUCK, CLERK
REGISTER

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALA.

The Tuttle Law Print, Publishers, Rutland, Vt.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 3787

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon RAYMOND EUGENE CARTER

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

RAYMOND EUGENE CARTER

Defendant

by VESTER E. FICK, as Administratrix of the Estate of Gusto H. Fick, Deceased

Plaintiff

Witness my hand this 9 day of March 1959

Executed

88

Alice J. Luck, Clerk

march 13, 1959

No. 3787

Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

VESTER E. FICK, as Administratrix
of the Estate of Gusto H. Fick,
deceased

Plaintiffs

vs.

RAYMOND EUGENE CARTER

Defendants

Summons and Complaint

Filed 3/9/59 19____

Alice J. Duck Clerk

FILED

MAR 9 1959

ALICE J. DUCK, CLERK
REGISTER

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at _____

Received In Office

3/9 1959

_____, Sheriff

I have executed this summons

this March 13 1959

by leaving a copy with

Raymond Eugene Carter

Sheriff claims 72 miles at

Ten South of mile T. H. S. 72

TAYLOR, VILKINS, Sheriff

BY Charles
DEPUTY SHERIFF

James W. Wilkins Sheriff

Charles Deputy Sheriff

Foley

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 3727

-----TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon RAYMOND EUGENE CARTER

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

RAYMOND EUGENE CARTER

-----, Defendant

by VESTER E. FICK, as Administratrix of the Estate of Gusto H. Fick, Deceased

-----, Plaintiff

Witness my hand this 9 day of March 1959

Alice J. Luck, Clerk

No. 3787

Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

VESTER E. FICK, as Administratrix
of the estate of Gusto H. Fick,
Deceased

Plaintiffs

vs.

RAYMOND EUGENE CARTER

Defendants

Summons and Complaint

Filed 3/9/59 19__

Alice J. Duck Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at _____

Received In Office

19__

_____, Sheriff

I have executed this summons

this _____ 19__

by leaving a copy with _____

_____, Sheriff

_____, Deputy Sheriff

VESTER E. FICK, as Administratrix)	
of the Estate of GUSTO H. FICK,)	IN THE CIRCUIT COURT OF
Deceased,)	
	BALDWIN COUNTY, ALABAMA
PLAINTIFF)	
VS.)	IN LAW
RAYMOND EUGENE CARTER)	CASE NO. _____
DEFENDANT)	

COUNT ONE

The plaintiff as Administratrix of the estate of GUSTO H. FICK, deceased, claims of the defendant the sum of Twenty Thousand Dollars (\$20,000.00) as damages for that heretofore and on to--wit: the Eighth (8th) day of March, 1958, the defendant was operating an automobile on a public highway in Baldwin County, Alabama, on what is known as the Lillian road running between Elberta, Alabama and Lillian, Alabama near the intersection with the Perdido Beach road, which said automobile was then and therebeing operated by the defendant and while the plaintiff's intestate was walking along said road where he had a right to be, the defendant did then and there run his said automobile, on, upon or against the plaintiff's intestate, whereby and as a proximate consequence of which said negligence of the defendant, the plaintiff's intestate died.

COUNT TWO


The plaintiff as Administratrix of the estate of GUSTO H. FICK, deceased, claims of the defendant the sum of Twenty thousand Dollars (\$20,000.00) as damages for that heretofore and on to-wit: the Eighth (8th) day of March, 1958, the defendant owned an automobile, which was being operated on a public road in Baldwin County, Alabama on what is known as the Lillian Highway between Elberta, Alabama and Lillian, Alabama near the intersection with the Perdido Beach road, by an agent or servant of the defendant. And plaintiff avers that on to-wit: the afore--said day, date and place, the said automobile being operated by the defendant's agent or servant, ran onto, over or against the plaintiff's intestate, causing him to sustain injuries from which he died, wherefore, plaintiff sues, And plaintiff avers that the death of said intestate was proximately caused by the negligence

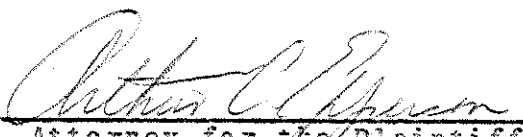
of the defendant's agent or servant while acting within the line and scope of his employment at the time.

COUNT THREE

The plaintiff as administratrix of the estate of GUSTO H. FICK, deceased, claims of the defendant the sum of Twenty Thousand Dollars (\$20,000.00) as damgges for that heretofore and on to-wit: the eighth (8th) day of March, 1958, the defendant was operating an automobile on a public road in Baldwin County, Alabama on what is known as the Lillian Highway between Lillian, Alabama and Elberta, Alabama near the interesection with the Perdido Beach road and at which time and place the plaintiff's intestate was walking along said road where he had a right to be, the defendant did then and there willfully and wantonly drive his automobile into, upon or against the plaintiff's intestate causing him to die. And the plaintiff avers that the death of his said intestate was proximately caused by the wilful, wanton, or intentional conduct of the defendant at the time.

The Plaintiff demands
a trial by Jury.


Attorney for the Plaintiff


Attorney for the Plaintiff.

3287

FILED

MAR 9 1959

ALICE J. DUCK, CLERK
REGISTER

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALA.

The Tuttle Law Print, Publishers, Rutland, Vt.

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

VESTER E. FICK, as Administratrix
of the Estate of Gusto H. Fick,
Deceased,

Plaintiff,

 V_S

RAYMOND EUGENE CARTER,

Defendant.

TO THE HONORABLE
ALICE J. DUCK,
CLERK OF THE CIRCUIT
COURT OF BALDWIN COUNTY
ALABAMA.

Please take notice that the undersigned, as attorney for the defendant in the above entitled cause, has this 27th day of March 1959, filed a petition and bond in the United States District Court, for the Southern District of Alabama, Southern Division, petitioning that Court to remove from the Circuit Court of Baldwin County, Alabama, to the United States District Court for the Southern District of Alabama, Southern Division, that certain cause wherein Vester E. Fick, as Administratrix of the Estate of Gusto H. Fick, Deceased, is the plaintiff and Raymond Eugene Carter is the defendant, and that the petition and bond constitutes a removal of said cause of action from the Circuit Court of Baldwin County, Alabama, to the United States District Court for the Southern District of Alabama, Southern Division.

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Walter M Cook

ATTORNEY FOR THE DEFENDANT
517 First National Bank Bldg.,
Mobile, Alabama.

/s/ Lyons, Pipes and Cook
OF COUNSEL

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

VESTER E. FICK, as Administratrix
of the Estate of GUSTO H. FICK,
Deceased,

Plaintiff,

Vs

RAYMOND EUGENE CARTER,

Defendant.

CIVIL ACTION NO _____

Comes now Raymond Eugene Carter, defendant in the above entitled cause, and presents this petition for removal of said action from the Circuit Court of Baldwin County Alabama, to the United States District Court for the Southern District of Alabama, Southern Division, and shows and represents unto the Court as follows:

That the above entitled suit was begun against this defendant in the Circuit Court of Baldwin County Alabama, on March 9th, 1959, that at the time suit was begun the defendant was a citizen and resident of the State of Florida, and at the present time the defendant is a citizen and resident of the State of Florida;

That the plaintiff in said suit was and still is a citizen and resident of the State of Alabama; that said suit is wholly between citizens of different states; that the matter in dispute in said suit, and for which said suit is brought, exceeds the sum of Ten Thousand and No/100 (\$10,000.00) Dollars, excluding all interest and costs;

That said suit claims damages arising from the negligent operation of an automobile; and the defendant herewith files a bond with good and sufficient surety conditioned that the defendant will pay all costs and disbursements incurred by reason of the removal proceedings, should it be determined that this cause of action was not removable or was improperly removed;

That the petitioner has not yet appeared or pleaded in said action; that service has been had upon your petitioner Raymond Eugene Carter;

that said service upon the petitioner was had on a date less than twenty (20) days prior to the filing of this petition; that copy of all process, pleadings and orders that have been served upon the defendant in the above entitled cause are attached to this petition;

That the defendant will promptly after the filing of this petition and bond, give written notice thereof to the plaintiff; and will file a copy of said petition with the Clerk of the Circuit Court of Baldwin County, Alabama;

WHEREFORE the petitioner prays this Honorable Court that this petition and bond may be accepted and approved and that said suit be removed to the United States District Court for the Southern District of Alabama, Southern Division, and that the Circuit Court of Baldwin County, Alabama, proceed no further in the premises.

RAYMOND EUGENE CARTER

By /s/ Walter M. Cook
Attorney

STATE OF ALABAMA
COUNTY OF MOBILE

Personally appeared before me, the undersigned authority, Walter M. Cook, who being by me first duly sworn, deposes and says that he is one of the attorneys for Raymond Eugene Carter, and as such is duly authorized to remove that certain suit wherein Raymond Eugene Carter is the defendant, from the Circuit Court of Baldwin County, Alabama, to the United States District Court for the Southern District of Alabama, Southern Division; that he has read the above and foregoing petition and that the facts stated therein are true.

/s/ Walter M. Cook
Walter M. Cook

Subscribed and sworn to before me this the
27th day of March 1959.

/s/ Mary D. Armstrong
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

/s/ Walter M. Cook
Attorney for Petitioner (Defendant)
517 First National Bank Bldg.,
Mobile, Alabama.

/s/ Lyons, Pipes & Cook
OF COUNSEL
517 First National Bank Bldg.,
Mobile, Alabama

VESTER E. FICK, as Administratrix)	IN THE CIRCUIT COURT OF
of the Estate of GUSTO H. FICK,	:	
Deceased,)	BALDWIN COUNTY, ALABAMA
	:	
Plaintiff)	IN LAW
	:	
vs)	CASE NO. _____
	:	
RAYMOND EUGENE CARTER,)	
	:	
Defendant)	

COUNT ONE

The plaintiff as Administratrix of the estate of Gusto H. Fick, deceased, claims of the defendant the sum of Twenty Thousand Dollars (\$20,000.00) as damages for that heretofore and on to-wit: the Eighth (8th) day of March, 1958, the defendant was operating an automobile on a public highway in Baldwin County, Alabama, on what is known as the Lillian road running between Elberta, Alabama and Lillian, Alabama near the intersection with the Perdido Beach road, which said automobile was then and there being operated by the defendant and while the plaintiff's intestate was walking along said road where he had a right to be, the defendant did then and there run his said automobile, on, upon or against the plaintiff's intestate, whereby and as a proximate consequence of which said negligence of the defendant, the plaintiff's intestate died.

COUNT TWO

The plaintiff as Administratrix of the estate of GUSTO H. FICK, deceased, claims of the defendant the sum of Twenty Thousand Dollars (\$20,000.00) as damages for that heretofore and on to-wit: the Eighth (8th) day of March, 1958, the defendant owned an automobile, which was being operated on a public road in Baldwin County, Alabama on what is known as the Lillian Highway between Elberta, Alabama and Lillian, Alabama near the intersection with the Perdido Beach road, by an agent or servant of the defendant. And plaintiff avers that on to-wit: the aforesaid day, date and place, the said automobile being operated by the defendant's agent or servant, ran onto, over or against the plaintiff's intestate, causing him to sustain injuries from which he died, wherefore, plaintiff sues, and plaintiff avers that the death of said intestate was proximately caused by the negligence of the defendant's agent or servant while acting within the line and scope of his employment at the time.

COUNT THREE

The plaintiff as administratrix of the estate of GUSTO H. FLICK, deceased, claims of the defendant the sum of Twenty Thousand Dollars (\$20,000.00) as damages for that heretofore and on to-wit: the eighth (8th) day of March, 1958, the defendant was operating an automobile on a public road in Baldwin County, Alabama on what is known as the Lillian Highway between Lillian, Alabama and Elberta, Alabama near the intersection with the Perdido Beach road and at which time and place the plaintiff's intestate was walking along said road where he had a right to be, the defendant did then and there willfully and wantonly drive his automobile into, upon or against the plaintiff's intestate causing him to die. And the plaintiff avers that the death of his said intestate was proximately caused by the wilful, wanton, or intentional conduct of the defendant at the time.

/S/ Arthur C. Epperson
Attorney for the Plaintiff

The Plaintiff demands
a trial by Jury.

/S/ Arthur C. Epperson
Attorney for the Plaintiff

The State of Alabama.

Circuit Court, Baldwin County

Baldwin County,

No. 2017

THIRD TERM

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Hereby Commanded to Summon RAY MINETTE 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 Ray Minette, against

RAY MINETTE Defendant

by VICTOR B. FLETCHER, as Sheriff of the State of Alabama, Sheriff

Witness my hand this 15th day of March, 1952

VICTOR B. FLETCHER Sheriff

The State of Alabama

Shelby County

CIRCUIT COURT

WALTER B. FLOCK, as Administrator
of the estate of Gusto E. Flock,
deceased
Plaintiff

EDWARD EUGENE CARTER

Defendant

Summons and Complaint

3/9/59

Alice J. Duck

Clerk

Plaintiff's Attorney

Defendant's Attorney

Interimist back at

Received in Office

I have executed this summons

this _____ 19____
by leaving a copy with

Deputy Sheriff

STATE OF ALABAMA

COUNTY OF MOBILE

KNOW ALL MEN BY THESE PRESENTS, That Raymond Eugene Carter, as principal, and the United States Fidelity & Guaranty Company, incorporated under the laws of the State of Maryland, as surety, are held and firmly bound unto Vester E. Fick, as Administratrix of the Estate of Gusto H. Fick, Deceased in the penal sum of Five Hundred and No/100 (\$500.00) Dollars, payment whereof well and truly to be made unto the said Vester E. Fick, as Administratrix of the Estate of Gusto H. Fick, Deceased, her heirs and assigns, we bind ourselves, our heirs, successors, assigns and representatives jointly and severally firmly by these presents, yet upon these conditions that the said Raymond Eugene Carter is a petitioner in the United States District Court for the Southern District of Alabama, Southern Division, for the removal of a certain cause pending in the Circuit Court of Baldwin County Alabama, wherein Vester E. Fick, as Administratrix of the Estate of Gusto H. Fick, Deceased, is the plaintiff and Raymond Eugene Carter is the defendant;

NOW if the said Raymond Eugene Carter will pay all costs and disbursements incurred by reason of the removal of said cause should it be determined that the case was not removable or was improperly removed, then this obligation to be void, otherwise in full force and effect.

IN WITNESS WHEREOF, Raymond Eugene Carter by Walter M. Cook, his attorney, has hereunto set his hand and seal and the United States Fidelity & Guaranty Company of Baltimore, Maryland, a corporation, has caused this bond to be signed by J. L. Weed, its duly appointed and acting attorney in fact this the 27th day of March 1959.

RAYMOND EUGENE CARTER

By: /s/ Walter M. Cook
Attorney

UNITED STATES FIDELITY & GUARANTY CO.
OF BALTIMORE, MARYLAND, A CORPORATION

By: /s/ J. L. Weed
Attorney-in-fact

COPY OF RESOLUTION

That Whereas, it is necessary for the effectual transaction of business that this Company appoint agents and attorneys with power and authority to act for it and in its name in States other than Maryland, and in the Territories of the United States and in the Provinces of the Dominion of Canada and in the Colony of Newfoundland.

Therefore, be it Resolved, that this Company do, and it hereby does, authorize and empower its President or either of its Vice-Presidents in conjunction with its Secretary or one of its Assistant Secretaries, under its corporate seal, to appoint any person or persons as attorney or attorneys-in-fact, or agent or agents of said Company, in its name and as its act, to execute and deliver any and all contracts guaranteeing the fidelity of persons holding positions of public or private trust, guaranteeing the performances of contracts other than insurance policies and executing or guaranteeing bonds and undertakings, required or permitted in all actions or proceedings, or by law allowed, and

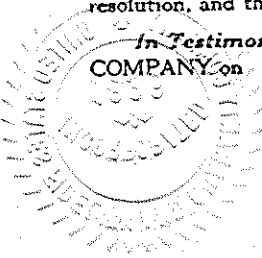
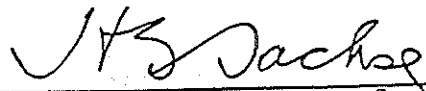
Also, in its name and as its attorney or attorneys-in-fact, or agent or agents to execute and guarantee the conditions of any and all bonds, recognizances, obligations, stipulations, undertakings or anything in the nature of either of the same, which are or may by law, municipal or otherwise, or by any Statute of the United States or of any State or Territory of the United States or of the Provinces of the Dominion of Canada or of the Colony of Newfoundland, or by the rules, regulations, orders, customs, practice or discretion of any board, body, organization, office or officer, local, municipal or otherwise, be allowed, required or permitted to be executed, made, taken, given, tendered, accepted, filed or recorded for the security or protection of, by or for any person or persons, corporation, body, office, interest, municipality or other association or organization whatsoever, in any and all capacities whatsoever, conditioned for the doing or not doing of anything or any conditions which may be provided for in any such bond, recognizance, obligation, stipulation, or undertaking, or anything in the nature of either of the same.

I, **H. G. Sachse**, an Assistant Secretary of the UNITED STATES FIDELITY AND GUARANTY COMPANY, do hereby certify that the foregoing is a full, true and correct copy of the original power of attorney given by said Company to **J. L. Weed**

of Mobile, Alabama, authorizing and empowering him to sign bonds as therein set forth, which power of attorney has never been revoked and is still in full force and effect.

And I do further certify that said Power of Attorney was given in pursuance of a resolution adopted at a regular meeting of the Board of Directors of said Company, duly called and held at the office of the Company in the City of Baltimore, on the 11th day of July, 1910, at which meeting a quorum of the Board of Directors was present, and that the foregoing is a true and correct copy of said resolution, and the whole thereof as recorded in the minutes of said meeting.

In Testimony Whereof, I have hereunto set my hand and the seal of the UNITED STATES FIDELITY AND GUARANTY COMPANY on **MARCH 27, 1959**
(Date)



Assistant Secretary.

GENERAL POWER OF ATTORNEY

No. 70131

Know all Men by these Presents:

That UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation organized and existing under the laws of the State of Maryland, and having its principal office at the City of Baltimore, in the State of Maryland, does hereby constitute and appoint
J. L. Weed

of the City of Mobile, State of Alabama
its true and lawful attorney

for the following purposes, to wit:

To sign its name as surety to, and to execute, seal and acknowledge any and all bonds, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, a certified copy of which is hereto annexed and made a part of this Power of Attorney; and the said UNITED STATES FIDELITY AND GUARANTY COMPANY, through us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said
J. L. Weed

may lawfully do in the premises by virtue of these presents.

In Witness Whereof, the said UNITED STATES FIDELITY AND GUARANTY COMPANY has caused this instrument to be sealed with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this 21st day of November, A. D. 19 56

UNITED STATES FIDELITY AND GUARANTY COMPANY.

(Signed) By H. R. Preston
Vice-President.

(Signed) E. H. Shaw
Assistant Secretary.

STATE OF MARYLAND
BALTIMORE CITY,

ss:

On this 21st day of November, A. D. 19 56, before me personally came H. R. Preston, Vice-President of the UNITED STATES FIDELITY AND GUARANTY COMPANY and E. H. Shaw, Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland; that they, the said H. R. Preston and E. H. Shaw were respectively the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so affixed by order of the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company.

My commission expires the first Monday in May, A. D. 19 57

(Seal) (Signed) Nan C. Zimmerman
Notary Public.

STATE OF MARYLAND,
BALTIMORE CITY, }
Sct.

I, M. Luther Pittman, Clerk of the Superior Court of Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that Nan C. Zimmerman, Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.

In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Court of Record, this 21st day of November, A. D. 19 56

(SEAL) (Signed) M. Luther Pittman
Clerk of the Superior Court of Baltimore City.

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

VESTER E. FICK, as Administratrix
of the Estate of Gusto H. Fick,

Plaintiff,

Vs

RAYMOND EUGENE CARTER,

Defendant.

TO THE HONORABLE

ARTHUR C. EPPERSON

Please take notice the undersigned, as attorney for the defendant in the above entitled cause, has this 27th day of March 1959, filed a petition and bond in the United States District Court for the Southern District of Alabama, Southern Division, petitioning that Court to remove from the Circuit Court for the County of Baldwin, Alabama, to the United States District Court for the Southern District of Alabama, Southern Division, that said cause wherein Vester E. Fick, as Administratrix of the Estate of Gusto H. Fick is the plaintiff and Raymond Eugene Carter is the defendant.

The notice herein given is in compliance with Title 28, U.S.C.A., Paragraph 1446.

/s/ Walter M. Cook
ATTORNEY FOR PETITIONER
517 First National Bank Bldg.,
Mobile, Alabama.

/s/ Lyons, Pipes and Cook
OF COUNSEL

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

VESTER E. FICK, as Administratrix
of the Estate of Gusto H. Fick,
Deceased,

Plaintiff,

Vs

RAYMOND EUGENE CARGER,

Defendant.

) CERTIFICATE

) CIVIL ACTION NO _____

RECEIVED
CLERK
MAR 30 1959

I, Walter M. Cook, one of the attorneys for the defendant in the
above entitled cause, do hereby certify that I have this 27th day of
March 1959, served a copy of the petition and bond for removal of the
above entitled cause from the Circuit Court of Baldwin County, Alabama,
to the United States District Court for the Southern District of Alabama,
Southern Division upon Hon. Arthur C. Epperson, one of the attorneys of
record for the plaintiff, by mailing a copy of said petition and bond,
to the said Hon. Arthur C. Epperson at his office, Foley, Alabama;

And I do further certify that I have this 27th day of March 1959,
served a copy of the petition and bond on the Clerk of the Circuit Court
of Baldwin County, Alabama, by mailing a copy of said petition and bond
to the Clerk of said Court at Bay Minette, Alabama.

/s/ Walter M. Cook
Walter M. Cook