

STATE OF ALABAMA     )  
                              \*  
BALDWIN COUNTY        )

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon City Furniture Company, a partnership composed of Norman A. Graham, Norman A. Graham, Jr., and Jack Graham; and Riley Sanspree, 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 Sally D. Kilcrease.

WITNESS my hand this 21 day of August, 1959.

Alice J. Luck

Clerk.

*Exp. 8-22-59*  
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SALLY D. KILCREASE,	§	IN THE CIRCUIT COURT OF
Plaintiff,	§	
vs.	§	BALDWIN COUNTY, ALABAMA
CITY FURNITURE COMPANY,	§	AT LAW.
A partnership composed of	§	<u>3949</u>
Norman A. Graham, Norman A.	§	
Graham, Jr., and Jack Graham;	§	
and RILEY SANSPREE,	§	
Defendants.	§	

COUNT ONE:

Plaintiff claims of Defendants TWO HUNDRED FIFTY DOLLARS (\$250.00) for that heretofore, on, to-wit, July 1, 1959, Plaintiff was traveling in her automobile in a Southerly direction along the Brady Road Extension in Baldwin County, Alabama, where she had a right to be, and at a point approximately 100 feet South of where the pavement ends on the said Brady Road Extension, and while Plaintiff was so traveling in her automobile, which she was driving at said time and place, a truck belonging to Defendant, City Furniture Company, which was then and there being driven by Riley Sanspree, who was, at said time and place, an agent, servant or employee of the said Defendant, City Furniture Company, acting

within the line and scope of his authority as such agent, servant or employee, which said truck was being driven in a Southerly direction along the said Brady Road Extension, attempted to pass the automobile of the Plaintiff, and in so doing the said truck was so negligently operated by the said agent, servant or employee of the Defendant, City Furniture Company, who was then and there acting within the line and scope of his authority as such agent, servant or employee as to cause it to strike, run upon, over or against the automobile of the Plaintiff and as a proximate consequence of the Defendant, Riley Sanspree's, negligence, who was then and there an agent, servant or employee of the Defendant, City Furniture Company, a partnership composed of Norman A. Graham, Norman A. Graham, Jr., and Jack Graham, who was then and there acting within the line and scope of his authority as such agent, servant or employee, Plaintiff's automobile was damaged, the left side was bent, the left front fender was damaged, broken and bent all to Plaintiff's damage as aforesaid. Plaintiff further avers that all of the damage to her said automobile was the proximate result of the negligence of the Defendant, Riley Sanspree, who was at the said time and place an agent, servant or employee of the said City Furniture Company, and who was at said time and place acting within the line and scope of his authority as such agent, servant or employee.

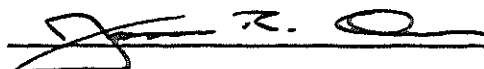
COUNT TWO:

Plaintiff claims of the Defendant, Riley Sanspree, the sum of TWO HUNDRED FIFTY DOLLARS (\$250.00) for that heretofore, on, to-wit, July 1, 1959, Plaintiff was traveling in her automobile, which she was driving at that time, along the Brady Road Extension, a public highway in Baldwin County, Alabama, at a point approximately 100 feet South of where the pavement of the said Brady Road Extension ends, and while she was lawfully traveling upon said road in a Southerly direction in her said automobile, which was

her property, Defendant, Riley Sanspree, who was driving a truck on said road in a Southerly direction and in the same direction Plaintiff was traveling, attempted to pass Plaintiff's automobile, and in so doing, the Defendant so negligently operated his said automobile as to cause it to strike, run upon, over or against the automobile of the Plaintiff, and as a proximate consequence of Defendant's negligence, Plaintiff's automobile was damaged, the left side was broken and bent, the left front fender was broken, bent and damaged, all to Plaintiff's damage as aforesaid.

**FILED**  
**AUG. 21 1959**

ALICE J. DUCK, Clerk

  
Attorney for Plaintiff.

3949

SUMMONS AND COMPLAINT

Received 21 day of Aug 1959  
and on 22 day of Aug 1959

I served a copy of the within 22

on City Furniture Co.

By service on William Pruitt

TAYLOR WILKINS, Sheriff

By W. A. Talbot D. S.  
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SALLY D. KILEREASE,

Plaintiff,

vs.

CITY FURNITURE COMPANY,  
A partnership composed of  
Norman A. Graham, Norman A.  
Graham, Jr., and Jack Graham;  
and RILEY SANSPREE,

Defendants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

FILED  
AUG. 21 1959

ALICE J. DUCK, Clerk

JAMES R. OWEN  
ATTORNEY AT LAW  
BAY MINETTE, ALABAMA