CORNELIA CRESTMAN, a minor,	Ĭ
BY HER FATHER AND NEXT FRIEND, JOHN A. CRESTMAN,	IN THE CIRCUIT COURT OF
Plaintiff,	BALDWIN COUNTY, ALABAMA
VS	AT LAW.
HUBERT HARVILLE,	3950
Defendant.	Ž , J , J
	X

$\underline{\mathtt{M}} \ \underline{\mathtt{O}} \ \underline{\mathtt{T}} \ \underline{\mathtt{I}} \ \underline{\mathtt{O}} \ \underline{\mathtt{N}}$

Comes the Defendant in the above styled cause and moves to strike the allegations in the Plaintiff's Complaint, to-wit:

"She was caused to incurr large hospital and medical bills all to the loss of the Plaintiff in the aforesaid amount".

And assigns as said grounds for the motion the fact that the Complaint shows the Plaintiff is a minor and as such is not legally obligated for hospital and medical expenses.

FILED 1961

ALUE I. DUCY REGISTER

E. G. RICKARBY

KENNETH COOPER

Attorneys for the Defendant.

822 199B

Book 22

CORNELIA CHRESTMAN, a minor, BY HER FATHER AND NEXT FRIEND	O, OF BALDWIN COUNTY, ALABAMA			
JOHN A. CHRESTMAN	`X	OF BALDWIN COUNTY,		
Plaintiff	X	ALABAMA		
Vs.	Ĭ	AT LAW		
HUBERT HARVILLE	X	NO. 3950		
Defendant	F			

Comes now the Plaintiff in the above styled cause and amends her complaint as follows:

CORNELIA CHRESTMAN, a minor, BY HER FATHER AND NEXT FRIEND JOHN A. CHRESTMAN		IN THE CIRCUIT COURT OF BALDWIN COUNTY,
Plaintiff	X	ALABAMA
Vs.	Ĭ	AT LAW
HUBERT HARVILLE and ARTHUR L. HARVILLE, JR.	X	
Defendants	X X	NO. 3950

The Plaintiff claims of the Defendants FIFTEEN THOUSAND (\$15,000.00) DOLLARS as damages for in that heretofore and on, to-wit, January 30, 1959, at a point on United States Highway 31, at a point, to-wit, two miles north of Stapleton, Alabama in Baldwin County, Alabama, at which point the said Highway 31 is apublic highway in Baldwin County, Alabama, the Defendant, Arthur L. Harville, Jr., the agent, servant or employee of the Defendant, Hubert Harville, while the said agent, servant or employee was acting within the line and scope of his employment as such agent, servant or employee, did so negligently operate automobile so as to cause the same to run into, upon and against the automobile in which the Plaintiff was riding as a passenger upon the said Highway 31, a public road in Baldwin County, Alabama, and as a direct and proximate result of the Defendant's negligence as aforesaid, the Plaintiff was injured in that she was made

sick, lame and sore, she sustained contusions and lacerations and abrasions about her body, her left leg was broken, she was caused to suffer great physical pain and mental anguish and she has been permanently injured and will be caused to suffer pain in the future; all for which she sues.

 O_W_T

The Plaintiff claims of the Defendants FIFTEEN THOUSAND (\$15,000.00) DOLLARS as damages for in that heretofore and on, to-wit, January 30, 1959, at a point on United States Highway 31, to-wit, two miles north of Stapleton in Baldwin County, Alabama, at which point the said Highway 31 is a public road in Baldwin County, Alabama, the Defendant, Arthur L. Harville, Jr., the agent, servant or employee of the Defendant, Hubert Harville, while acting within the line and scope of his employment as such agent, servant or employee, did wantonly operate a motor vehicle so as to cause the same to run into, upon and against the automobile in which the Plaintiff was riding as a passenger upon the said Highway 31, a public highway in BAldwin County Alabama, and as a direct and proximate result of the Defendant's wanton misconduct as aforementioned, the Plaintiff was wantonly injured in that she was made sick, lame and sore, she sustained contusions, lacerations and abrasions about her body, her left leg was broken, she was caused to suffer great physical pain and mental anguish and she has been permanently injured andwill be caused to suffer pain in the future; all for which the Plaintiff sues.

LEON DIKE

JAMES R OWEN

Attorneys for the Plaintiff

The Plaintiff demands that this case be tried by jury.

TEON DUKE

JAMES R OWEN

Attorneys for the Plaintiff

Defendants' address:

Arthur L. Harville, Jr. Raybon Community
Bay Minette, Alabama

Hubert Harville Through his attorney of record Honorable Kenneth Cooper Bay Minette, Alabama

MAR 2 1961

	The State of Alabama, Circuit Court, Baldwin County
	Baldwin County. No. 3950
	TERM, 19
	TO ANY SHERIFF OF THE STATE OF ALABAMA:
	TO ANT BILLARIT OF THE BIRTH OF HEADANIA.
	You Are Hereby Commanded to SummonArthur L. Harville, Jr.
The state of the s	
	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
	Hubert Harville & Arthur L. Harville, Jr. , Defendant.
• ,	h
	by Cornelia Crestman, a minor by her father and next friend JOHN A. CHRESTMA
• •	, Plaintiff
er.	Witness my hand this 2nd day of March 19 xk 61
	withess my hand this
	Clerk

o395	0		Pag	e	
The	e Stat Bald	e of			ıa
C	CIRCU	JIT (COI	JRT	
father	A CHRE and ne ESTMAN	xt fr	, A i	Minor , JO	by her
				F	laintiffs
		vs.			
HUBERT	HARVI	LLE &	ART	HUR I	<u> </u>
	HAR	VILLE	, JR		
	*****		,	Defe	endants
Sum	mons	and	Co	mpl	aint
iled	March	2,		3 1	19_ <u>61</u>
Ali	ce J.	Duck_			Clerk
14 1				4	
:		•	3	11	
·					
i i	· .	:			
	•			; ;	
			31 - * - *	.001 - 4	
•		1	riaint	III S P	Attorney
,				·····	
ð		$D\epsilon$	efenda	mt's A	Attorney

: : :				
Rece	ived	In Offi	ice	
YIA	٧.	2	1	let-
(1)			, (,
I have ex	ecuted		· ·	31101111
this	Ma	ich	/ 19	61-f
by leaving a co	py with	1	,	
april	w	1	<u>.</u>	·····
Harn	ll	9	Jr.	
13				
3	:		:	
(.)				
heriff élalmes		27	milas a	ıζ
fon Conts per n TAYLOR \	nile To MILKII	tal \$. VS, She	2 2	<i>-</i>
YDEPU	200	RIFF		~**
, i		4		

Defendant lives at

CCRNELIA CHRESTMAN, a Minor,) By Her Father and Next Friend,) JOHN A. CHRESTMAN,

Plaintiff,

Vs.

HUBERT HARVILLE and ARTHUR L. HARVILLE, JR.,

Defendants.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW

Case No. 3950

PLEAS

Comes now the Defendants, Hubert Harville and Arthur L. Harville, Jr., in the above styled cause and for answer to the Plaintiff's Complaint and to both Counts One and Two thereof says:

ONE

The Defendants for answer to the said Complaint say that they are not guilty of the matters therein alleged.

The Defendants aver that the allegations of the Complaint are untrue.

THREE

The general sissue.

E. G. Rickarby Attorney for Defendants

Attorney for Defendants

Jew 3-13-61 acris french

STATE OF ALABAMA BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WITNESS my hand this

You are hereby commanded to summon HUBERT HARVILLE 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 Cornelia Crestmah, a minor, by her father and next friend John A. Crestman.

2/ day of August, 1959.

CORNELIA CRESIMAN, a minor,
BYHER FATHER AND NEXTFRIEND
JOHN A. CRESTMAN,

PLAINTIFF

VS

DEFENDANT

DEFENDANT

1. Clerk

IN THE CIRCUIT COURT OF
IN THE CIRCUIT COURT OF

AT LAW

AT LAW

1.

The Plaintiff claims of the Defendant the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS as damages for that on, to-wit, January 30, 1959, at a point on U. S. Highway 31, two miles North of Stapleton in Baldwin County, Alabama, the Defendant negligently drove his automobile into, upon or against the automobile in which Cornelia Crestman was riding at said time and place and where she had a right to be and as a direct proximate consequence and result of the negligence of said Defendant the said Cornelia Crestman was injured in this: her face and body was lacerated; her left leg was broken; she was caused to suffer abrasions and contusions and she was caused tosuffer much pain and anguish. She was caused to incur large hospital and medical bills, all to the lkssof the Plaintiff in the aforesaid amount, hence this suit.

Wilters & Brantley

BY: Sollied by Brantley

Attorneys for the Plaintiff

The Plaintiff demands a trialby jury.

FILED

AUG 21 1959

ALUE 1. DUCK, GLERK

Wilters & Brantley

Attorneys for the Plaintiff

meski i

Received 2 day of 1959
and on 19 day of 1959
served a copy of the within 2008 Compton

By service on

TAYLOR WILKINS, Sheriff
By H. B. B. Cassel

C737

3950 459

CORNELIA CRESTMAN, a minor, by her father and next friend, John A. Crestman,

PLAINTIFF

19 Brows HUBERT HARVILLE

DEFENDANT

BILL OF COMPLAINT

Aug 24 :050

Aug Cleak

CORNELIA CRESTMAN, a minor, BY HER FATHER AND NEXT FRIEND JOHN A. CRESTMAN,

PLAINTIFF

vs

HUBERT HARVILLE

DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

PLEAS

Comes the defendant, ARTHUR L. HARVILLE, and to the plaintiff's complaint as amended offers the following separate and several pleas:

- 1. The defendant for answer to the complaint says that he is not guilty of the matters alleged therein.
- 2. The defendant avers that the allegations of the complaint are untrue.
 - 3. General Issue.

E. G. RICKARBY, Attorney for Defendant

KENNETH COOPER,

Attorney for Defendant

FILED

1959

NUCL J. DUCK, CLERK REGISTER

CORNELIA CHRESTMAN, a minor X IN THE CIRCUIT COURT OF suing by and through her father and next friend JOHN X BALDWIN COUNTY, ALABAMA A. CHRESTMAN X Plaintiff X VS.

HUBERT HARVILLE AT LAW

Defendant X CASE NO. 3950

Comes now the Plaintiff in the above styled cause and moves the court to re-instate her case upon the trial docket which was dismissed for want of prosecution on September 13, 1960, and as grounds for said motion assigns the following:

ONE

On September 10, 1960, the Plaintiff's attorney of record Mr. Tolbert M. Brantley notified her, through her father, that he no longer would represent her in the case and she did not have sufficient time prior to the trial date of September 13 to make arrangements for another attorney.

$\underline{T} \underline{W} \underline{O}$

The Plaintiff has now made arrangements for representation by Seale, Marsal, Seale and Duke, attorneys in Mobile, Alabama, to represent her and desires to have her case tried in the Baldwin County Circuit Court.

THREE

The Plaintiff relied upon Mr. Tolbert M. Brantley to pass the case generally, after his withdrawal, so that she would have an opportunity to employ new counsel, and her new counsel would have time to prepare the case before trial.

LEON G. DUKE

For Seale, Marsal, Seale & Duke, Attys.

Fled 9/26/60

Book 22 199 A

5 4

THE STATE OF THE S And the second section of the section o

50200 1.1 (1) OPERA TO MONEY TOTAL TOTAL TOTAL LINE A compared to the compared of And the second of the second o

950 the design of the second secon 26

CONTROL OF THE SECRETARY OF STREET OF THE SECRETARY OF TH

** The control of the second for the area and one e de la companya de la co

(3 10000 the product of the pr · 中国的基本的 1997年,19 The second of th And the second second The second secon

A second section of the section of the

The contract of the contract The specific section of the section The first of the control of the cont The second secon The first section of the extremental for the property of the extremental forms of the extremental forms of the extremental for the extremental forms of the extremental for ia U The second secon the state of the s

2000

57 5. 5-4 5-1

LAW OFFICES OF

HARRY J. WILTERS, JR.
TOLBERT M. BRANTLEY
ASSOCIATE:
PHYLLIS S. NESBIT

WILTERS & BRANTLEY

P. O. BOX 327
BAY MINETTE, ALABAMA

PHONES

BAY MINETTE 5151

ROBERTSDALE WI 7-4682

P. D. BOX 337

Rosertsdale, Alasama September 10, 1960

Judge Hubert M. Hall Circuit Court Baldwin County Bay Minette, Alabama



Re: John A. Crestman vs Hubert Harville

Dear Judge Hall:

Your Honor, I have withdrawn my appearance in the case of Crestman vs Harville and respectfully request that this case be continued until Mr. Crestman can employ another attorney.

Yours truly,

WILTERS & BRANTLEY

Tolbert M. Brantley

CC: Kenneth Cooper Elliot Rickarby John A. Crestman