

September 29, 1959

NATHAN F. MYRICK, Plaintiff
VS
CLYDE O. HURLEY, Defendant

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA AT LAW

CASE NO. 3976

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

I, Bettye Frink, Secretary of State, hereby certify that on September 14, 1959
I sent by registered mail in an envelope addressed as follows:

" Clyde O. Hurley
Route 1
Mountain Grove, Missouri"

"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:

" Clyde O. Hurley
Route 1
Mountain Grove, Missouri

You will take notice that on September 14, 1959 the Sheriff of Montgomery
County, Alabama, served upon me, in my official capacity, summons and complaint in a
case entitled: NATHAN F. MYRICK, Plaintiff VS CLYDE O. HURLEY, Defendant

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW

Case No. 3976 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
day of

Enclosure (1)

(Signed) Bettye Frink
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 Sep 21 1959 I received the return card, showing
receipt by the designated addressee of the aforementioned matter at Mountain Grove Mo.
on Sept 19, 1959

WITNESS MY HAND and the Great Seal of the State of Alabama this the 29 day
of September 1959

Bettye Frink
Bettye Frink
Secretary of State

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

cc: Honorable William H. McDermott
Collins, Galloway & Murphy
Attorneys at Law
817 First National Bank Building
Mobile, Alabama

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. _____

_____ TERM, 19____

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Clyde C. Hurley

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 _____

Clyde C. Hurley _____, Defendant

by Nathan F. Myrick _____

_____, Plaintiff

Witness my hand this _____ day of _____ 19____

Nathan F. Myrick _____, Clerk

No. _____ Page _____

The State of Alabama
Baldwin County

CIRCUIT COURT

Plaintiffs

vs.

Defendants

Summons and Complaint

Filed _____ 19__

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

NATHAN F. MYRICK, : IN THE CIRCUIT COURT OF
PLAINTIFF, : BALDWIN COUNTY, ALABAMA
VS: :
CLYDE O. HURLEY, : AT LAW
DEFENDANT. : NO. _____

COUNT ONE

PLAINTIFF CLAIMS OF DEFENDANT THE SUM OF FIVE
HUNDRED AND 00/100 (\$500.00) DOLLARS, DAMAGES FOR
THAT HERETOFORE ON, TO-WIT, JUNE 8, 1959, PLAINTIFF
WAS OPERATING HIS MOTOR VEHICLE ON ALABAMA STATE
HIGHWAY 59, AT OR NEAR ITS INTERSECTION WITH NEBRASKA
STREET, BEING AN INTERSECTION IN THE TOWN OF ROBERTS-
DALE, COUNTY OF BALDWIN, ALABAMA, AND AT SAID TIME
AND PLACE DEFENDANT SO NEGLIGENTLY OPERATED A MOTOR
VEHICLE AS TO CAUSE OR ALLOW THE SAME TO COLLIDE WITH
THE MOTOR VEHICLE OF PLAINTIFF, AND AS A PROXIMATE
RESULT AND CONSEQUENCE OF THE AFORESAID NEGLIGENCE OF
DEFENDANT, PLAINTIFF'S AUTOMOBILE WAS GREATLY SMASHED,
BENT AND BROKEN, ALL TO HIS GREAT DAMAGE IN THE AMOUNT
AFORESAID, HENCE THIS SUIT.

COLLINS, GALLOWAY & MURPHY

BY: William H. McDonald
ATTORNEYS FOR PLAINTIFF

ADDRESS OF DEFENDANT:

ROUTE 1, MOUNTAIN GROVE, MISSOURI

BOARD J. HONORABLE SENATE: HONORARY

ADDRESS OF DEFENDANT:

BY: WILLIAM H. HARRIS

COURT: SUPREME & HONORARY

WILLIAM H. HARRIS: HONORARY SENATE

BEING THE HONORARY: HONORARY SENATE IN THE HONORARY

DEFENDANT: HONORARY SENATE, HONORARY SENATE HONORARY SENATE

SENATE AND CONSEQUENCE OF THE HONORARY SENATE HONORARY SENATE

THE HONORARY SENATE OF HONORARY SENATE: HONORARY SENATE

SENATE: HONORARY SENATE ON HONORARY SENATE TO HONORARY SENATE

HONORARY SENATE HONORARY SENATE HONORARY SENATE HONORARY SENATE

HONORARY SENATE HONORARY SENATE HONORARY SENATE HONORARY SENATE

HONORARY SENATE HONORARY SENATE HONORARY SENATE HONORARY SENATE

HONORARY SENATE HONORARY SENATE HONORARY SENATE HONORARY SENATE

HONORARY SENATE HONORARY SENATE HONORARY SENATE HONORARY SENATE

HONORARY SENATE HONORARY SENATE HONORARY SENATE HONORARY SENATE

HONORARY SENATE HONORARY SENATE HONORARY SENATE HONORARY SENATE

HONORARY SENATE HONORARY SENATE HONORARY SENATE HONORARY SENATE

HONORARY SENATE

DEFENDANT: HONORARY SENATE

GRADE O: HONORARY SENATE

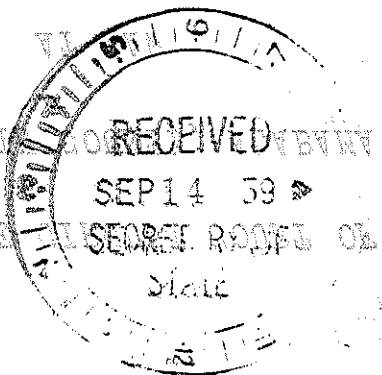
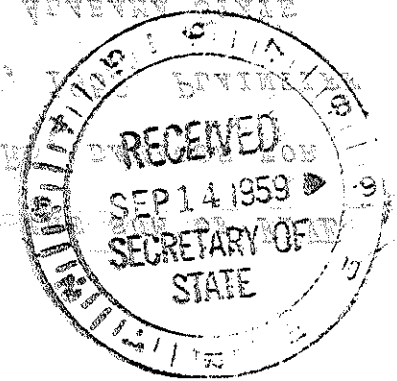
AS:

HONORARY SENATE

HONORARY SENATE HONORARY SENATE

HONORARY SENATE HONORARY SENATE

HONORARY SENATE HONORARY SENATE



3976

HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON
LAWYERS

SUITE 622 FIRST NATIONAL BANK BUILDING

MOBILE, ALABAMA

October 6, 1959

CHAS. C. HAND
C. B. ARENDALL, JR.
T. MASSEY BEDSOLE
THOMAS G. GREAVES, JR.
WM. BREVARD HAND
VIVIAN G. JOHNSTON, JR.
PAUL W. BROCK
ALEX F. LANKFORD, III
EDMUND R. CANNON, JR.
LYMAN F. HOLLAND, JR.
J. THOMAS HINES, JR.
W. C. BOONE, JR.
DONALD F. PIERCE

MAILING ADDRESS:
P. O. BOX 123

CABLE ADDRESS:
HAB

TELEPHONE:
HEMLOCK 2-5514

Miss Alice J. Duck, Clerk
Circuit Court of
Baldwin County
Bay Minette, Alabama

Re: Myrick v. Hurley

Dear Miss Duck:

Enclosed please find defendant Hurley's demurrer to the complaint filed in the above referenced case. Please file our demurrer to the plaintiff's complaint and advise of the date set.

Yours very truly,


For the Firm

DFP:cmb
Encl.

October 6, 1959

Miss Alice J. Duck, Clerk
Circuit Court of
Baldwin County
Bay Minette, Alabama

Re: Myrick v. Hurley

Dear Miss Duck:

Enclosed please find defendant Hurley's demurrer to the complaint filed in the above referenced case. Please file our demurrer to the plaintiff's complaint and advise of the date set.

Yours very truly,

For the Firm

DFP:cmh
Encl.

NATHAN F. MYRICK, : IN THE CIRCUIT COURT OF
PLAINTIFF, : BALDWIN COUNTY, ALABAMA
VS: :
CLYDE O. HURLEY, : AT LAW
DEFENDANT. : NO. 3974

COUNT ONE

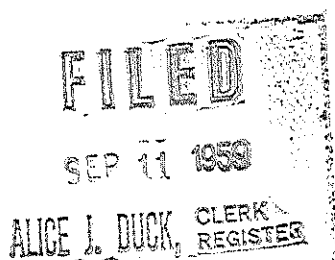
PLAINTIFF CLAIMS OF DEFENDANT THE SUM OF FIVE
HUNDRED AND 00/100 (\$500.00) DOLLARS, DAMAGES FOR
THAT HERETOFORE ON, TO-WIT, JUNE 8, 1959, PLAINTIFF
WAS OPERATING HIS MOTOR VEHICLE ON ALABAMA STATE
HIGHWAY 59, AT OR NEAR ITS INTERSECTION WITH NEBRASKA
STREET, BEING AN INTERSECTION IN THE TOWN OF ROBERTS-
DALE, COUNTY OF BALDWIN, ALABAMA, AND AT SAID TIME
AND PLACE DEFENDANT SO NEGLIGENTLY OPERATED A MOTOR
VEHICLE AS TO CAUSE OR ALLOW THE SAME TO COLLIDE WITH
THE MOTOR VEHICLE OF PLAINTIFF, AND AS A PROXIMATE
RESULT AND CONSEQUENCE OF THE AFORESAID NEGLIGENCE OF
DEFENDANT, PLAINTIFF'S AUTOMOBILE WAS GREATLY SMASHED,
BENT AND BROKEN, ALL TO HIS GREAT DAMAGE IN THE AMOUNT
AFORESAID, HENCE THIS SUIT.

COLLINS, GALLOWAY & MURPHY

By: William W. Galloway
ATTORNEYS FOR PLAINTIFF

ADDRESS OF DEFENDANT:

ROUTE 1, MOUNTAIN GROVE, MISSOURI



NATHAN F. MYRICK,)	IN THE CIRCUIT COURT OF
)	
Plaintiff,)	BALDWIN COUNTY,
)	
Vs.)	ALABAMA.
)	
CLYDE O. HURLEY,)	AT LAW
)	
Defendant.)	CASE NO. _____

D E M U R R E R

Comes now the defendant, CLYDE O. HURLEY, and demurs to the complaint filed herein, and for separate and several grounds of demurrer, sets down and assigns, separately and severally, the following:

(1) That it does not state facts sufficient to constitute a cause of action against this defendant.

(2) For that it does not appear with sufficient certainty what duty, if any, this defendant may have owed to the plaintiff.

(3) For that it does not appear with sufficient certainty wherein this defendant violated any duty owed to the plaintiff.

(4) For that it does not sufficiently appear that this defendant owed any duty to the plaintiff which defendant negligently failed to perform.

(5) For aught that appears, plaintiff had no right to be where plaintiff was at the time and place of said accident.

(6) For that it does not appear with sufficient certainty at what place the defendant is alleged to have acted negligently.

HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON

FILED

OCT 8 1959

ALICE J. DUCK, CLERK
REGISTER

By

Donald F. Reese
Attorney for Defendant.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No. _____

_____ TERM, 19____

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Clyde C. Hurley

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 _____

_____ Clyde C. Hurley _____, Defendant _____

by _____ Nathan F. Myrick _____

_____, Plaintiff _____

Witness my hand this 11th day of September 19 59

Amie J. Ruck, Clerk

No. 3976 Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

NATHAN F. MYRICK

Plaintiffs

vs.

CLYDE O. HURLEY

Defendants

Summons and Complaint

Filed 9-11- 19 59

Alice J. "uok

Clerk

*repts: address:
Mountain Grove,
Missouri*

Plaintiff's Attorney

Defendant's Attorney

1476
Defendant lives at

Received In Office

RECEIVED IN OFFICE

SEP 14 1959

M. S. Butler, Sheriff

(3)
this
by leaving a copy with

Executed by serving 3 copies of
the within on *Betty Trinch*
Secretary of State of The State of
Alabama.

This the 14 day of Sept 1959

Sheriff of Montgomery County

M. S. Butler,

By *Ramsey* D. S.

The Sheriff claims 2
miles at 10c per mile for a total
of \$.20

M. S. Butler, Sheriff

Montgomery County, Ala. Sheriff

Deputy Sheriff

COLLINS, GALLOWAY & MURPHY

ATTORNEYS AT LAW
817 FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA
HEMLOCK 2-0568

FRED G. COLLINS
THOMAS M. GALLOWAY
M. THOMAS MURPHY (1925-1956)
WILLIAM H. McDERMOTT

SEPTEMBER 8, 1959

CIRCUIT CLERK, CIRCUIT COURT OF BALDWIN COUNTY
BALDWIN COUNTY COURT HOUSE
BAY MINETTE, ALABAMA

DEAR SIR:

ENCLOSED HEREWITH ARE COPIES OF A COMPLAINT WHICH WE RESPECTFULLY REQUEST BE FILED IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. ENCLOSED ALSO IS OUR CHECK FOR \$3.00, WHICH WE BELIEVE IS THE NECESSARY AMOUNT REQUIRED TO FILE COMPLAINTS WITH THE SECRETARY OF STATE OF THE STATE OF ALABAMA IN ORDER TO OBTAIN SERVICE OF PROCESS FOR THIS DEFENDANT, WHO RESIDES IN MOUNTAIN GROVE, MISSOURI. WE REQUEST THAT YOU FORWARD TO THE SECRETARY OF STATE THE REQUISITE COPIES OF THE COMPLAINT AND FEE FOR FILING.

VERY TRULY YOURS,

COLLINS, GALLOWAY & MURPHY

BY: 
WILLIAM H. McDERMOTT

WHMcD/fs

NATHAN F. MYRICK VS CLYDE O. HURLEY

#1-INSTRUCTIONS TO DELIVERING EMPLOYEE

☒ Deliver ONLY to addressee

☐ Show address where delivered

(Additional charges required for these services) 3976

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Clyde O. Hurley

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DELIVER TO ADDRESSEE ONLY

DATE DELIVERED

ADDRESS WHERE DELIVERED (only if requested in item #1)

Sept 19, 1959

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

POSTMARK OF
DELIVERING OFFICE

SEP 19 3 1959

RECEIVED
SEP 21 1959

SECRETARY OF STATE

INSTRUCTIONS: 1. Write name of addressee below and seal
piece #1 on other side when possible. 2. Place
gummed ends and attach to back of article. 3. Place
on front of article. RETURN RECEIPT REQUIRED.

REGISTERED NO. 51204

NAME OF ADDRESSEE
SECRETARY OF STATE
MONTGOMERY, ALABAMA

CERTIFIED NO.

STREET AND NO. OR R.F.D.

INSURED NO.

CITY, ZONE AND STATE

POD Form 3811-1-59

U.S.S.—16—71848-2