

LAW OFFICES  
JAMES A. BRICE  
FOLEY, ALABAMA

JAMES A. BRICE  
RICHARD C. LACEY

P. O. Box 298  
WHITEHALL 3-3601

December 8, 1959

4100

Mrs. Alice J. Duck  
Circuit Clerk  
Bay Minette, Alabama

Re: Lucille G. Reed  
vs: Albert Orie Morgan

Dear Mrs. Duck:

I am enclosing complaint in the original and four copies on behalf of Lucille G. Reed against Albert Orie Morgan. The defendant is a non-resident operator of a motor vehicle and service must be obtained through the Secretary of State. Defendant's last known address is as follows:

Albert Orie Morgan  
RFD #1  
McDavid, Florida

I am enclosing our check for \$3.00 to cover the Secretary of State's fee.

Very truly yours,

  
Richard C. Lacey

RCL/vd

Enclosures as noted

HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON  
LAWYERS

SUITE 622 FIRST NATIONAL BANK BUILDING

MOBILE, ALABAMA

CHAS. C. HAND  
C. B. ARENDALL, JR.  
T. MASSEY BEDSOLE  
THOMAS G. GREAVES, JR.  
WM. GREVARD 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

December 28, 1959

Honorable Alice J. Duck, Clerk  
Circuit Court, Baldwin County  
Court House  
Bay Minette, Alabama

Re: Case No. 4100; Lucille G.  
Reed vs. Albert Orie Morgan

Dear Mrs. Duck:

I am enclosing Answer to the complaint in the above cause and would appreciate your filing same for me. Please indicate date of filing on the enclosed copy of this letter, returning same to me in the envelope which I have prepared for that purpose.

Thanking you for your courtesies, I am

Yours very truly,

  
For the Firm

WBH:dn  
Enclosures

December 21, 1959

LUCILLE G. REED, Plaintiff  
VS  
ALBERT ORIE MORGAN, Defendant

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

CASE NO. 4100

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

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

" Albert Orie Morgan  
R. F. D. #1  
McDavid, Fla."

"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:

" Albert Orie Morgan  
R. F. D. #1  
McDavid, Fla."

You will take notice that on December 14, 1959 the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, summons and complaint in a case entitled: LUCILLE G. REED, Plaintiff VS ALBERT ORIE MORGAN, Defendant

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW.  
Case No. 4100 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 14  
day of December 1959

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 Dec 18 1959 I received the return card, showing receipt by the designated addressee of the aforementioned matter at McDavid Fla.  
on 12/17/59

WITNESS MY HAND and the Great Seal of the State of Alabama this the 21 day  
of December 1959

*Bettye Frink*  
Bettye Frink  
Secretary of State

Enclosures: Return Receipt Card and copy  
of Summons and Complaint.  
cc: Honorable James A. Brice  
Attorney at Law  
Foley, Alabama

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,  
Baldwin County.

}

Circuit Court, Baldwin County

No. 4100

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon ALBERT ORIE MORGAN

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-----

ALBERT ORIE MORGAN-----, Defendant-----

by LUCILLE G. REED-----

-----, Plaintiff-----

Witness my hand this 11th day of December 1959

Alice J. Rusk-----, Clerk

No. 1100 Page \_\_\_\_\_

The State of Alabama  
Baldwin County

CIRCUIT COURT

LUCILLE G. REED

Plaintiffs

vs.

ALBERTA ORTH MORGAN

Defendants

Summons and Complaint

Filed December 11, 19 59

Alice J. Buck

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

C O M P L A I N T

LUCILLE G. REED,	)	IN THE CIRCUIT COURT OF
	)	
PLAINTIFF,	)	BALDWIN COUNTY, ALABAMA
	)	
VS.	)	AT LAW.
	)	
ALBERT ORIE MORGAN,	)	
	)	
DEFENDANT.	)	

COUNT ONE

Plaintiff claims of the defendant Ten Thousand and No/100 (\$10,000.00) Dollars, as damages, for that heretofore, on, to-wit: the 26th day of January, 1959, the defendant, Albert Orie Morgan, so negligently operated a motor vehicle Southerly on United States Highway 90, at a point 0.7 miles North from the corporate limits of Robertsedale, in Baldwin County, Alabama, so as to cause or allow said vehicle to collide with a motor vehicle which was being operated in a Northerly direction on said Highway by Floyd W. Young, where he had a lawful right to be, causing said motor vehicle which was being operated by said Floyd W. Young, to collide with a motor vehicle which was being operated in a Southerly direction on said Highway by the Plaintiff where she had a lawful right to be, and as a direct and proximate result of the negligence of the defendant, Albert Orie Morgan, the Plaintiff was seriously and permanently injured, was made sick and sore, was caused to suffer great physical pain and mental anguish; the Plaintiff received cuts, concussions, abrasions, and contusions in and about her spine, legs, hips, and body, and Plaintiff received sprains of the sacro-iliac and left hip. The sprain to the sacro-iliac, left hip and spine of the Plaintiff has caused and still causes at the time of the filing of this suit, a stiffness and soreness in the left hip and sacro-iliac, and has caused and still causes at the time of the filing of this suit, a restriction in the use of the left hip and sacro-iliac. Plaintiff has suffered and will continue to suffer for the rest of her life the loss of the full use of her left hip and sacro-iliac due to the injury of her left hip and sacro-iliac sustained in this accident, and Plaintiff was caused to incur expenses of doctors, nurses, x-rays, ambulances, and drugs in and about her said injuries as aforesaid, and will likely incur

additional expenses of like nature in the future; for all of which she claims damages as aforesaid.

COUNT TWO

Plaintiff claims of the defendant Ten Thousand and No/100 (\$10,000.00) Dollars, as damages, for that heretofore, on, to-wit: the 26th day of January, 1959, the defendant, Albert Orie Morgan, so wantonly operated a motor vehicle Southerly on United States Highway 90, at a point 0.7 miles North from the corporate limits of Robertsedale, in Baldwin County, Alabama, so as to cause or allow said vehicle to collide with a motor vehicle which was being operated in a Northerly direction on said Highway by Floyd W. Young, where he had a lawful right to be, causing said motor vehicle which was being operated by said Floyd W. Young, to collide with a motor vehicle which was being operated in a Southerly direction on said Highway by the Plaintiff where she had a lawful right to be, and as a direct and proximate result of the wantonness of the defendant, Albert Orie Morgan, the Plaintiff was seriously and permanently injured, was made sick and sore, was caused to suffer great physical pain and mental anguish; the Plaintiff received cuts, concussions, abrasions, and contusions in and about her spine, legs, hips, and body, and Plaintiff received sprains of the sacro-iliac and left hip. The sprain to the sacro-iliac, left hip and spine of the Plaintiff has caused and still causes at the time of the filing of this suit, a stiffness and soreness in the left hip and sacro-iliac and has caused and still causes at the time of the filing of this suit, a restriction in the use of the left hip and sacro-iliac. Plaintiff has suffered and will continue to suffer for the rest of her life the loss of the full use of her left hip and sacro-iliac due to the injury of her left hip and sacro-iliac sustained in this accident, and Plaintiff was caused to incur expenses of doctors, nurses, x-rays, ambulances, and drugs in and about her said injuries as aforesaid, and will likely incur additional

the future; for all

**MICHAEL C. MACEY**

PLAINTIFF DEMANDS TRIAL BY JURY.

DEFENDANT'S DEMANDS TRIAL BY JURY.

*Richard C. Lackey*

**RICHARD C. LACKY**  
**OF COUNSEL**

[illegible]

25. 10. 1904



HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON  
LAWYERS

SUITE 622 FIRST NATIONAL BANK BUILDING

MOBILE, ALABAMA

CHAS. C. HAND  
C. B. ARENDALL, JR.  
T. MASSEY BEDSOLE  
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W. C. BOONE, JR.  
DONALD F. PIERCE

MAILING ADDRESS  
P. O. BOX 123

CABLE ADDRESS:  
HAB

TELEPHONE:  
HEMLOCK 2-5514

May 10, 1960

Honorable H. M. Hall  
Circuit Judge  
Bay Minette, Alabama

Re: Lucille G. Reed vs. Albert Orie  
Morgan  
Case No. 4100

Dear Judge:

I am enclosing a letter from James Brice, attorney for the plaintiff re above, advising that this case should be dismissed with costs taxed to the defendant. By copy of this letter I am asking Mrs. Duck to advise me of the costs so that I can remit. If this needs any other type handling, I would appreciate your advising so that I can comply.

With best personal regards, I am

Yours very truly,

For the Firm

WBH:dn  
Enclosure  
CC: Mrs. Alice Duck

HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON  
LAWYERS

SUITE 622 FIRST NATIONAL BANK BUILDING

MOBILE, ALABAMA

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MAILING ADDRESS:  
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HEMLOCK 2-5514

May 10, 1960

Honorable H. M. Hall  
Circuit Judge  
Bay Minette, Alabama

Re: Lucille G. Reed vs. Albert Orie  
Morgan  
Case No. 4100

Dear Judge:

I am enclosing a letter from James Brice, attorney for the plaintiff re above, advising that this case should be dismissed with costs taxed to the defendant. By copy of this letter I am asking Mrs. Duck to advise me of the costs so that I can remit. If this needs any other type handling, I would appreciate your advising so that I can comply.

With best personal regards, I am

Yours very truly,

*W. B. Hand*

For the Firm

WBH:dn  
Enclosure  
CC: Mrs. Alice Duck

JAMES A. BRICE

ATTORNEY AT LAW

FOLEY, ALABAMA

POST OFFICE BOX 298

WHITEHALL 3-3601

April 29, 1960

Honorable H. M. Hall  
Circuit Judge  
Bay Minette, Alabama

Re: Lucille G. Reed  
vs: Albert Orie Morgan  
At Law No. 4100

Dear Judge Hall:

As attorney for the Plaintiff in the above case,  
I ask that you enter an order dismissing the suit with  
prejudice against the Plaintiff.

Thank you.

Sincerely yours,

  
James A. Brice

JAB/vd

LUCILLE G. REED, : IN THE CIRCUIT COURT OF  
Plaintiff, : BALDWIN COUNTY, ALABAMA.  
VS. : AT LAW  
ALBERT ORIE MORGAN, :  
Defendant. :  
:

ANSWER

Comes now the defendant and for answer to the plaintiff's complaint and each count thereof separately and severally, separately and severally assigns the following separate and several pleas:

1. Not guilty.

And for further separate answer to Count One of the plaintiff's complaint, defendant avers the following plea:

2. At the time and place complained of in the plaintiff's complaint, the plaintiff was herself guilty of negligence, which said negligence proximately contributed to the injuries and damages to which she here complains, hence she cannot recover.

FILED  
DEC 29 1959  
ALICE J. DICK, CLERK  
REGISTER

W B Hand  
Attorney for Defendant  
622 First National Bank Building  
Mobile, Alabama

Of Counsel:

HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 4100

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon ALBERT ORIE MORGAN

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

ALBERT ORIE MORGAN

, Defendant.

by LUCILLE G. REED

, Plaintiff.

Witness my hand this 11th day of December 1959.

*W. J. French*, Clerk

No. 4100

Page \_\_\_\_\_

**The State of Alabama**

Baldwin County

**CIRCUIT COURT**

**LUCILLE G. REED**

Plaintiffs

vs.

**ALBERTO ORIE MORGAN**

Defendants

**Summons and Complaint**

Filed December 11, 1959

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

C O M P L A I N T

LUCILLE G. REED, ) IN THE CIRCUIT COURT OF  
PLAINTIFF, ) BALDWIN COUNTY, ALABAMA  
VS. ) AT LAW.  
ALBERT ORIE MORGAN, )  
DEFENDANT. )

COUNT ONE

Plaintiff claims of the defendant Ten Thousand and No/100 (\$10,000.00) Dollars, as damages, for that heretofore, on, to-wit: the 26th day of January, 1959, the defendant, Albert Orie Morgan, so negligently operated a motor vehicle Southerly on United States Highway 90, at a point 0.7 miles North from the corporate limits of Robertsedale, in Baldwin County, Alabama, so as to cause or allow said vehicle to collide with a motor vehicle which was being operated in a Northerly direction on said Highway by Floyd W. Young, where he had a lawful right to be, causing said motor vehicle which was being operated by said Floyd W. Young, to collide with a motor vehicle which was being operated in a Southerly direction on said Highway by the Plaintiff where she had a lawful right to be, and as a direct and proximate result of the negligence of the defendant, Albert Orie Morgan, the Plaintiff was seriously and permanently injured, was made sick and sore, was caused to suffer great physical pain and mental anguish; the Plaintiff received cuts, concussions, abrasions, and contusions in and about her spine, legs, hips, and body, and Plaintiff received sprains of the sacro-iliac and left hip. The sprain to the sacro-iliac, left hip and spine of the Plaintiff has caused and still causes at the time of the filing of this suit, a stiffness and soreness in the left hip and sacro-iliac, and has caused and still causes at the time of the filing of this suit, a restriction in the use of the left hip and sacro-iliac. Plaintiff has suffered and will continue to suffer for the rest of her life the loss of the full use of her left hip and sacro-iliac due to the injury of her left hip and sacro-iliac sustained in this accident, and Plaintiff was caused to incur expenses of doctors, nurses, x-rays, ambulances, and drugs in and about her said injuries as aforesaid, and will likely incur

additional expenses of like nature in the future; for all of which she claims damages as aforesaid.

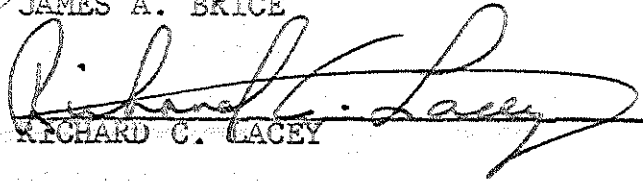
COUNT TWO

Plaintiff claims of the defendant Ten Thousand and No/100 (\$10,000.00) Dollars, as damages, for that heretofore, on, to-wit: the 26th day of January, 1959, the defendant, Albert Orie Morgan, so wantonly operated a motor vehicle Southerly on United States Highway 90, at a point 0.7 miles North from the corporate limits of Robertsdale, in Baldwin County, Alabama, so as to cause or allow said vehicle to collide with a motor vehicle which was being operated in a Northerly direction on said Highway by Floyd W. Young, where he had a lawful right to be, causing said motor vehicle which was being operated by said Floyd W. Young, to collide with a motor vehicle which was being operated in a Southerly direction on said Highway by the Plaintiff where she had a lawful right to be, and as a direct and proximate result of the wantonness of the defendant, Albert Orie Morgan, the Plaintiff was seriously and permanently injured, was made sick and sore, was caused to suffer great physical pain and mental anguish; the Plaintiff received cuts, concussions, abrasions, and contusions in and about her spine, legs, hips, and body, and Plaintiff received sprains of the sacro-iliac and left hip. The sprain to the sacro-iliac, left hip and spine of the Plaintiff has caused and still causes at the time of the filing of this suit, a stiffness and soreness in the left hip and sacro-iliac and has caused and still causes at the time of the filing of this suit, a restriction in the use of the left hip and sacro-iliac. Plaintiff has suffered and will continue to suffer for the rest of her life the loss of the full use of her left hip and sacro-iliac due to the injury of her left hip and sacro-iliac sustained in this accident, and Plaintiff was caused to incur expenses of doctors, nurses, x-rays, ambulances, and drugs in and about her said injuries as aforesaid, and will likely incur additional



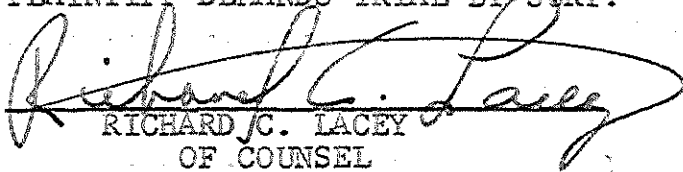
expenses of like nature in the future; for all of which she claims damages as aforesaid.

  
JAMES A. BRICE

  
RICHARD C. LACEY

ATTORNEYS FOR PLAINTIFF

PLAINTIFF DEMANDS TRIAL BY JURY.

  
RICHARD C. LACEY  
OF COUNSEL

FILED

DEC 11 1959

ANCE L. DICK, CLERK  
REGISTER

RECEIVED IN OFFICE  
DEC 14 1939  
M. S. BUTLER, Sheriff

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

This the 14 day of Dec 1939

Sheriff of Montgomery County

M. S. Butler,

By James A. Brice D. S.

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

M. S. Butler, Sheriff  
Montgomery County, Ala.

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

LUCILLE G. REED,

PLAINTIFF,

VS.

ALBERT ORIE MORGAN,

DEFENDANT.

left address:  
177-101,  
Mc David, Fla

FILED  
DEC 11 1939  
JAMES A. BRICE  
ATTORNEY AT LAW  
FOLEY, ALABAMA

C O M P L A I N T

LUCILLE G. REED,	)	IN THE CIRCUIT COURT OF
PLAINTIFF,	)	BALDWIN COUNTY, ALABAMA
VS.	)	AT LAW.
ALBERT ORIE MORGAN,	)	
DEFENDANT.	)	

COUNT ONE

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additional expenses of like nature in the future; for all of which she claims damages as aforesaid.

COUNT TWO

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expenses of like nature in the future; for all of which she claims damages as aforesaid.

  
JAMES A. BRICE

  
RICHARD C. LACEY

ATTORNEYS FOR PLAINTIFF

PLAINTIFF DEMANDS TRIAL BY JURY.

  
RICHARD C. LACEY  
OF COUNSEL

JOSEPH C. KIRBY VS. ARTHUR GRANT MORGAN  
INSTRUCTIONS TO DELIVERING EMPLOYEE

☒ Deliver ONLY to addressee ☐ Show address where delivered (Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other order  
SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

*W. O. Morgan*  
SIGNATURE OF ADDRESSEE'S AGENT (if any)  
DELIVER TO ADDRESSEE ONLY

DATE DELIVERED

12/17/59

ADDRESS WHERE DELIVERED (only if requested in item #10)