

LARRY K. YOUNG,

VS.

PETER A. BARRAIT,

Plaintiff,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

NOTICE TO DEFENDANT

TO: PETER A. BARRAIT, PHAN. 534-73-33, U. S. Naval Missile Facility,  
Point Arguello, California.

You will take notice that on this date the plaintiff has  
filed a motion for a judgment by default against you, and it  
appearing to the court that more than thirty days have expired  
since service of a copy of the summons and complaint on you, it is,  
therefore, ORDERED, ADJUDGED AND DECREED by the court that the said  
motion be set for hearing on April 30, 1963, at 10:00 A. M. at the  
Court House in Baldwin County, Alabama.

ORDERED, ADJUDGED AND DECREED on this the 4 day of  
April, 1963.

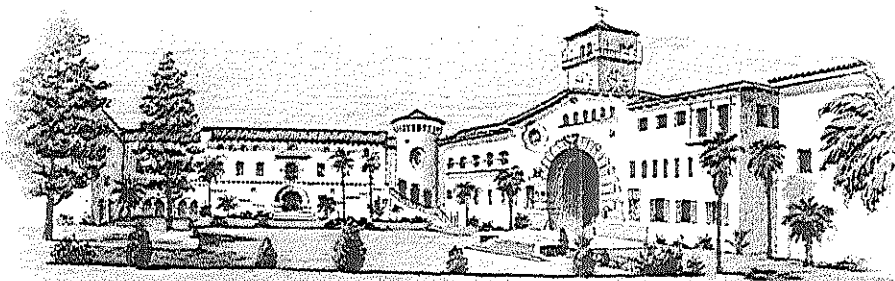
Hubert M. Hale  
Judge

*Filed*  
*11-8-63*  
*Alice J. J. J.*  
*clerk*

*Copy mailed to Rept-*

COURT HOUSE

JOHN D. ROSS  
SHERIFF



R. B. ROMERO  
UNDER-SHERIFF

SANTA BARBARA COUNTY  
SANTA BARBARA, CALIFORNIA

May 10, 1961

Miss Bettye Frink  
Secretary of State  
State of Alabama  
Montgomery 4, Alabama

Re: Young vs. Barrait

Dear Miss Frink:

Enclosed herewith please find Summons and Complaint in the above entitled action with our Affidavit of Service attached thereto.

Please be advised that service was made on the defendant, Peter A. Barratt, sued herein as Peter A. Barrait, and that our costs of said service were covered by your remittance in the amount of \$2.00.

Very truly yours,

JOHN D. ROSS, SHERIFF,

By: 

R. L. King, Chief Deputy  
Civil Division

RLK/ac  
Encs.



BETTYE FRINK  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY 4, ALABAMA

January 20, 1961

Peter Alfred Barrait  
534 73 33, PHAN, USN  
U. S. Naval Air Station  
Oceana Virginia Beach, Virginia

REGISTERED MAIL  
RETURN RECEIPT REQUESTED  
DELIVER TO ADDRESSEE ONLY

You will take notice that on September 23, 1960 the Sheriff of  
Montgomery County, Alabama, served upon me, in my official capacity, Summons and Com-  
plaint in a case entitled: LARRY K. YOUNG,

Plaintiff VS PETER A. BARRAIT,

Defendant in the CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA AT LAW

Case No. 4431 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 20  
day of January 1961

*Betty Frink*  
Betty Frink  
Secretary of State

Enclosure : Copy of Summons and Complaint  
cc: Honorable James Ray Owen  
Attorney at Law



BETTYE FRINK  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY 4, ALABAMA

September 26, 1960

Peter A. Barrait  
US Naval Air Station  
Pensacola, Florida

REGISTERED MAIL  
RETURN RECEIPT REQUESTED  
DELIVER TO ADDRESSEE ONLY

You will take notice that on September 23, 1960 the Sheriff of  
Montgomery County, Alabama, served upon me, in my official capacity, Summons and Com-  
plaint in a case entitled: LARRY K. YOUNG,

Plaintiff VS PETER A. BARRAIT,

Defendant in the CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA AT LAW

Case No. 4431 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 26  
day of September 1960

*Bettye Frink*  
Bettye Frink  
Secretary of State

Enclosure : Copy of Summons and Complaint

cc: Honorable James Ray Owen  
Attorney at Law



BETTYE FRINK  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY 4, ALABAMA

March 31, 1961

Peter A. Barratt  
PhAN. 534-73-33  
U. S. Naval Missile Facility  
Point Arguello, California

REGISTERED MAIL  
RETURN RECEIPT REQUESTED  
DELIVER TO ADDRESSEE ONLY

You will take notice that on September 23, 1960 the Sheriff of  
Montgomery County, Alabama, served upon me, in my official capacity, Summons and Com-  
plaint in a case entitled: LARRY K. YOUNG,

Plaintiff VS PETER A. BARRATT,

Defendant in the CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA AT LAW

Case No. 4431 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 31  
day of March 1961

*Bettye Frink*  
Bettye Frink  
Secretary of State

Enclosure : Copy of Summons and Complaint  
cc: Honorable James Ray Owen  
Attorney at Law



BETTYE FRINK  
SECRETARY OF STATE

STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY 4, ALABAMA

March 10, 1961

Peter Alfred Barriat  
534 73 33, PHAN, USN  
U. S. Naval Air Station  
Oceana Virginia Beach, Virginia

REGISTERED MAIL  
RETURN RECEIPT REQUESTED  
DELIVER TO ADDRESSEE ONLY

You will take notice that on September 23, 1960 the Sheriff of  
Montgomery County, Alabama, served upon me, in my official capacity, Summons and Com-  
plaint in a case entitled: LARRY K. YOUNG,

Plaintiff VS PETER A. BARRAIT,

Defendant in the CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA AT LAW

Case No. 4431 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 10  
day of March 1961

*Bettye Frink*

Bettye Frink  
Secretary of State

Enclosure : Copy of Summons and Complaint  
cc: Honorable James Ray Owen  
Attorney at Law

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No. 4431

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

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon

Robert L. Givens

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

Robert L. Givens

-----, Defendant-----

by

Larry E. Young

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

Witness my hand this

21

day of

September

19 50

Alfred A. Luck, Clerk

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

**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.



LARRY K. YOUNG,

Plaintiff,

VS.

PETER A. BARRAIT,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

C O M P L A I N T

COUNT ONE

The Plaintiff claims of the Defendant SEVEN HUNDRED FIFTY DOLLARS (\$750.00) for that heretofore on to-wit, December 11, 1959, the Defendant so negligently operated an automobile over and along U. S. Highway No. 90, which is a public highway in Baldwin County, at a point approximately 14.5 miles east of the City Limits of Robertsdale in Baldwin County, Alabama, as to cause the said automobile of the Defendant to run into, upon or against the automobile of the Plaintiff and as a proximate result of the negligence of the said Defendant the automobile of Plaintiff was bent, damaged and broken; the front bumper and front grill were demolished, the hood was damaged and bent; the water pump was demolished; the front lights were broken and destroyed and Plaintiff was put to much trouble and expense in and about the repair of his said automobile all to his damages aforesaid. Plaintiff avers that all of his damages and injuries were caused as a proximate result of the negligence of the said Defendant at the time and place complained of, hence this suit.

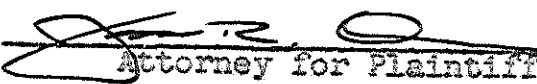
  
Attorney for Plaintiff

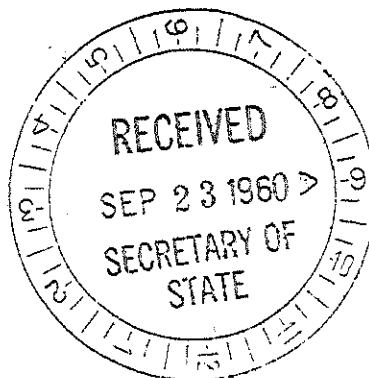
Plaintiff demands a trial of said cause by jury.

FILED

SEP 21 1960

ALICE J. DUCK, CLERK  
REGISTER

  
Attorney for Plaintiff



LARRY K. YOUNG, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
PETER A. BARRAIT, )  
 )  
Defendant. )  
 )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

AFFIDAVIT OF SERVICE

STATE OF CALIFORNIA )  
( ss.  
COUNTY OF SANTA BARBARA )

I. B. OLSON, being first duly sworn, deposes and  
says:

That he is over the age of twenty-one years; that he is a duly ap-  
pointed and acting Deputy Sheriff to JOHN D. ROSS, the duly elected and quali-  
fied Sheriff of the County of Santa Barbara, State of California; that he made  
due service of the Summons and Complaint in the above-entitled action on the  
person named below, whom deponent knew to be the person mentioned and described  
in said Summons and Complaint, by leaving with said person a copy thereof:

Service on PETER A. BARRATT, sued herein as PETER A. BARRAIT, on April  
27, 1961, in the County of Santa Barbara.

I. B. Olson

Subscribed and sworn to before me  
this 10th day of May, 1961.

Charles L. Canal  
Notary Public in and for the County of  
Santa Barbara, State of California.

My Commission expires: October 1, 1961.



STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY 4, ALABAMA

BETTYE FRINK  
SECRETARY OF STATE

March 31, 1961

To the Honorable Sheriff  
Point Arguello,  
California

REGISTERED MAIL  
RETURN RECEIPT REQUESTED

Re: Larry K. Young VS Peter A. Barratt

Dear Sir:

Enclosed is my notice, together with copies of summons and complaint in duplicate, in suit against Peter A. Barratt, now pending in the Circuit Court of Baldwin County, Alabama.

Title 7, Section 199, of the 1940 Code of Alabama provides among other things, that service of process may be had by a Sheriff, Deputy Sheriff, or other duly constituted public official within the jurisdiction of defendant's residence. This statute further provides a fee of \$2.00 for each service by said official. I am enclosing a check dated March 9, 1961, in the amount of \$2.00 forwarded to me by the Honorable James Ray Owen, Attorney for the Plaintiff. If there are any additional charges by you, you will please contact Mr. Owen, who will give same his prompt attention.

I attempted service upon the said defendant through the Sheriff of Princess Anne County, Princess Anne, Virginia, but said papers were returned with a note attached saying that Peter A. Barratt was transferred on 12-7-60 to U. S. Naval Missile Facility, Point Arguello, California.

Mr. Owen and I shall greatly appreciate your efforts to complete this service upon Mr. Barratt by serving upon him the originals and making your return on the copy of same to the Honorable Alice J. Duck, Clerk of the Circuit Court of Baldwin County, Bay Minette, Alabama.

Yours very truly,

Bettye Frink  
Secretary of State

Enclosures

cc: Honorable James Ray Owen  
Attorney at Law  
Court House Sq.  
Bay Minette, Alabama

cc: Honorable Alice J. Duck, Clerk  
Circuit Court of Baldwin County  
Bay Minette, Alabama



STATE OF ALABAMA  
OFFICE OF SECRETARY OF STATE  
MONTGOMERY 4, ALABAMA

BETTYE FRINK  
SECRETARY OF STATE

February 28, 1961

Honorable James Ray Owen  
Attorney at Law  
Court House Sq.  
Bay Minette, Alabama

Re: Larry K. Young VS Peter A. Barrait

Dear Mr. Owen:

Please refer to your file in the above-styled cause and be advised that on January 20, 1961, I sent by registered mail, return receipt requested, deliver to addressee only, my notice, with copy of Summons and Complaint attached, to:

Peter Alfred Barrait  
534 73 33, PHAN, USN  
U. S. Naval Air Station  
Oceana Virginia Beach, Virginia

On February 15, 1961, this letter (Registered No. 53366) was returned to me with reason for non-delivery given as "UNCLAIMED".

Will you please advise me as to any further efforts you wish me to make in perfecting this service.

Sincerely yours,

Bettye Frink  
Secretary of State

By: (Mrs.) Nancy H. Turner  
Administrative Assistant

cc: Honorable Alice J. Duck, Clerk  
Circuit Court of Baldwin County  
Bay Minette, Alabama

# Calvert Fire Insurance Company

ADMINISTRATIVE OFFICE  
300 ST PAUL PLACE

Baltimore 2, Md.

## REPLY TO

P. O. BOX 834  
2301 N. AKARD STREET  
DALLAS 21, TEXAS

December 30, 1960

Lyon, Piper & Cook  
Attorneys at Law  
517 First National Bank Bldg.  
Mobile 8, Alabama

Re: Larry K. Young

540-3925

L-100157

12-11-59

ATTENTION: Mr. Walter M. Cook

Dear Mr. Cook:

We have checked with the Department of the Navy and they have advised that the current address on Peter Alfred Barratt, 534 73 33, PIAN, USN, is U. S. Naval Air Station, Oceana, Virginia Beach, Virginia.

If we may assist further on the above caption, please do not hesitate to call upon us.

Very truly yours,

Herman T. Harvell

Subrogation Supervisor

HTH:cf

cc: file

LYONS, PIPES & COOK

ATTORNEYS AT LAW

517 FIRST NATIONAL BANK BUILDING

MOBILE 8, ALABAMA

36601

JOSEPH H. LYONS (1900-1957)

SAM W. PIPES, III

WALTER M. COOK

FRANK T. POPE, JR.

GORDON B. KAHN

IRWIN W. COLEMAN, JR.

G. SAGE LYONS

August 30, 1963

Mr. James R. Owen  
Attorney at Law  
Bay Minette, Alabama


Re: Young v. Barriat -4421

Dear Jim:

Enclosed please find draft in the sum of \$19.70  
which we would appreciate your handing to the clerk  
and obtaining letter of the clerk showing a non-suit.

Yours truly,

LYONS, PIPES AND COOK



Walter M. Cook

WMC:mb



4431 COMPLAINT

LARRY K. YOUNG,

Plaintiff,

VS.

PETER A. BARRAIT,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

*Defendant's Address:*  
*U.S. Naval Air Station*  
*Pensacola Fla.*

JAMES R. OWEN  
ATTORNEY AT LAW  
BAY MINETTE, ALABAMA



SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. \_\_\_\_\_

\_\_\_\_\_ TERM, 19\_\_\_\_

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon Peter A. Barrait

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 \_\_\_\_\_

Peter A. Barrait

\_\_\_\_\_, Defendant\_\_\_\_\_

by Larry K. Young

\_\_\_\_\_, Plaintiff\_\_\_\_\_

Witness my hand this 21 day of September 1960

Ed-9-23-63

W. J. Black, Clerk

No. 4431 Page \_\_\_\_\_

**STATE of ALABAMA**

Baldwin County

**CIRCUIT COURT**

LARRY K. YOUNG

Plaintiffs

vs.

PETER A. BARRAIT

Defendants

**Summons and Complaint**

Filed 9-21 1960

Alice J. Duck Clerk

Defendant's Address:  
U.S. Naval Air Station  
Pensacola, Fla.

Plaintiff's Attorney

Defendant's Attorney

1668  
RECEIVED IN OFFICE  
Defendant's Office

SEP 22 1960

Received In Office  
M. S. BUTLER, Sheriff

Sheriff.

I have executed this summons

this \_\_\_\_\_ 19\_\_\_\_

by leaving a copy with

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

This the 23 day of Sept 1960

Sheriff of Montgomery County

M. S. Butler,

By Barrera D. S.

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

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

Sheriff.

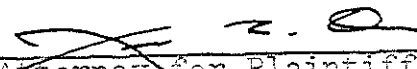
Deputy Sheriff.

LARRY K. YOUNG,  
Plaintiff,  
VS.  
PETER A. BARRAIT,  
Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

MOTION FOR JUDGMENT BY DEFAULT

Now comes the plaintiff in the above styled cause and withdraws the demand for a jury trial of said cause and moves the court to enter a judgment by default for the plaintiff after giving the defendant due notice thereof.

  
Attorney for Plaintiff

*Filed 4. 16. 13  
Reidy, clerk*

LARRY K. YOUNG,

Plaintiff,

VS.

PETER A. BARRAIT,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

STATE OF ALABAMA )

BALDWIN COUNTY )

Before me, the undersigned authority, personally appeared James R. Owen, who first being duly and legally sworn deposes and says:

That he is the attorney for the Plaintiff in the above styled cause; that the Defendant in said cause is a non-resident of the State of Alabama and his address is United States Naval Air Station, Pensacola, Florida.

Sworn to and subscribed before me  
on this the 21<sup>st</sup> day of September, 1960.

Mary Lee Blackburn

Notary Public, Baldwin County, Alabama.

FILED

SEP 21 1960

ALICE L. DUCK, CLERK  
REGISTER