STATE OF ALABAMA BALDWIN COUNTY

IN THE CIRCUIT COURT - LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Bankers Fire and Marine Insurance Company, a corporation, 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 same, then and there to answer the complaint of N. S. Carter.

Witness my hand this 2 day of dug , 1961.

3-61

N. S. CARTER,

vs.

BANKERS FIRE AND MARINE INSURANCE COMPANY, A Corporation,

Plaintiff,

Defendant.

Glice f. Aluck

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

COUNT ONE:

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The Plaintiff claims of the Defendant One Thousand Five Hundred Dollars (\$1,500.00) for that on, heretofore, to-wit: the 15th day of October, 1957, the Defendant issued its policy of fire and lightning insurance no. 255594 insuring the Plaintiff against loss by fire and lightning in the amount of One Thousand Five Hundred Dollars (\$1,500.00) to a one story, frame, one family dwelling situated in Block 16 at Perdido Beach, Alabama for the term of three (3) years from October 15, 1957 to October 15, 1960; to which policy of insurance there was attached on January 25, 1960 an endorsement executed by the agent of the Defendant acting within the line and scope of its authority as such in and by the

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terms of which endorsement the name of the insured was authorized to be changed from the Plaintiff to Alonzo Otto Ard and Evie M. Ard and in and by the terms of which said endorsement it was provided that "loss, if any, under this policy, shall be payable, to N. S. Carter, Box 190, Dyer, Arkansas". And the Plaintiff further alleges that on, to-wit: the 20th day of August, 1960, the building referred to in said policy of insurance was wholly destroyed by fire, of which destruction the Defendant has had notice, and that he was the owner of said property on said date. Wherefore the Plaintiff brings this suit and asks judgment against the Defendant in the amount of One Thousand Five Hundred Dollars (\$1,500.00) together with interest thereon from October 20, 1961.

CHASON & STONE

FILED AUG 23 MM ALICE I. DUCK, CLERK REGISTER

By: Attorneys for Plaintiff

710.4798 RECEIVED IN OFFIC AUC 3 1961, N. S. CARTER, M. S. BUTLER, Sherif Plaintiff, vs. BANKERS FIRE AND MARINE INSURANCE EXECUTED BY SERVING A COMPANY, A Corporation, COPY OF THE WITHIN William D. Page Defendant. mourance Com IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA LAW SIDE. This the 3. day olling\_ 1stel M. S. BUTLER SUMMONS AND BILL OF COMPLAINT Sherill Montgomery County All Rectange of the By .... Mitchell..... Deputy Sheriff FILED AUG 2 1980 The Shariff claims. 2 ALCE I. DUCK, CLERK REGISTER to at the per wife for a lotal .20 M. CO. S. S. GLANN, AN. CHASON & STONE ATTORNEYS AT LAW BAY MINETTE, ALABAMA

N. S. CARTER,	) IN THE CIRCUIT COURT OF
Plaintiff	) BALDWIN COUNTY, ALABAMA
Vs.	) AT LAW
BANKERS FIRE AND MARINE INSURANCE COMPANY, a	) 4798
corporation,	)
Defendant	)

## <u>D</u> <u>E</u> <u>M</u> <u>U</u> <u>R</u> <u>R</u> <u>E</u> <u>R</u>

Comes now the defendant, Bankers Fire and Marine Insurance Company, a corporation, separately and severally, and demurs to each count of the complaint filed herein, separately and severally, 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.

Auid

Attorney for Defendant

Of Counsel:

HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON



STATE OF ALABAMA IN THE CIRCUIT COURT - LAW SIDE. BALDWIN COUNTY

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N. S. CARTER, X IN THE CIRCUIT COURT OF Plaintifí, X X BALDWIN COUNTY, ALABAMA vs. X X · AT LAW. BANKERS FIRE AND MARINE INSURANCE COMPANY, A X Corporation, X Defendant. Æ

## COUNT ONE: "

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Z. S S CVELEB N. S. CARTER,

Plaintiff, 8 kanalana k 1. Sec. vs. - 378-00 a sector BANKERS FIRE AND MARINE INSURANCE alor à sui m COMPANY, A Corporation, 20 M 10 R. CLANCO L <sup>54</sup>. 10. 10 10. 10 Defendant. 84 ()))) <sup>2</sup> State of W. W. AMAR \* \* \* \* \* \* \* \*( 1000 ° IN THE CIRCUIT COURT OF Alternal Sci M. A. W. a want BALDWIN COUNTY, ALABAMA · 愛愛 天谷 No.\* Water Water LAWSIDE to the second second second 3 28 Ø A Martin an an ann a' Earla \* \* ALCO & ALCO we have all and a state SUMMONS AND BILL OF COMPLAYNT WIN B. Market and COMMENT & L. L. M. M. \*\*\*\*\*\* A TANK LANG 100 \* \* \* \* \* 「たいではないない」 ticitados atos de constru-179 T.S ALC: NO POST S'ALMANNA' TANDAL DI AVYX IN THE REAL Contraction ( Louis and a second 1 1 and a line of the の認 の方法を  $\mathbb{P}_{i \neq j}$ 12 W. S. S. MARTIN With a the other 市営業では開き NOT TAKE De der Co \* avo à that MINDIAN ZORA 722 They are want Contraction of the second and a MAN THE 24 SV SV