

5151

JUDITH ANN BECK,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
vs.	X	BALDWIN COUNTY, ALABAMA
	X	AT LAW
THE TOWN OF SUMMERDALE, ALA-	X	
BAMA, a Municipal Corporation, X		
and DOUGLAS WHITE,	X	
Defendants.	X	

COUNT ONE:

The Plaintiff claims of the Defendants the sum of Fifty Thousand Dollars (\$50,000.00) as damages for that on to-wit: December 14, 1961, the Plaintiff was a passenger in an automobile being driven along Highway 24, which is also known as the Underwood Road, at a point about 7 miles West of the point where said highway intersects Highway 59, which said place is in Baldwin County, Alabama, and at said time and place the Defendant, The Town of Summerdale, Alabama, acting by and through its agent, servant or employee, Douglas White, who was then and there acting within the line and scope of his employment as such agent, servant or employee, and who was then and there engaged in work for said Town, negligently drove an automobile at a high rate of speed in pursuit of the car in which the Plaintiff was riding, and in which she was a passenger, and when such car overturned and threw the Plaintiff into the highway the automobile owned by The Town of Summerdale, Alabama, and driven by the Defendant Douglas White, negligently ran into, over and upon the Plaintiff and as a proximate result of the negligence of such Defendants the Plaintiff was injured in this: she received a broken neck and severe injuries to her spine which has caused her to be paralyzed from the waist down; she suffered severe pain and mental anguish; she is permanently injured; she was caused to incur large doctor, medical and hospital expenses and will continue to incur such expenses; she is unable to walk and may never walk again, all to the damages of the Plaintiff in the sum above mentioned. The Plaintiff further avers that prior to the filing of this suit she has filed a sworn statement with the Town of Summerdale, Alabama, which statement sets out substantially the manner in which her injuries were received, the day and time that she

was injured, the place where she was injured and the damages that she claims. That such statement was filed in substantial compliance with the laws of the State of Alabama and the Town of Summerdale, Alabama, has failed to approve such statement or to pay her any part of her damages, hence this suit.


COUNT TWO.

The Plaintiff claims of the Defendants the sum of Fifty Thousand Dollars (\$50,000.00) as damages for that on to-wit: December 14, 1961, the Defendant, Douglas White, who was at said time a police officer of the Town of Summerdale, Alabama, and acting within the line and scope of his employment as such and who was engaged in work for said Town, willfully and wantonly drove an automobile belonging to said Town on Highway 24, which is also known as the Underwood Road, at a point about 7 miles West of the point where said highway intersects Highway 59 in Baldwin County, Alabama, in fast pursuit and in close proximity to the automobile in which the Plaintiff was riding as a passenger, and the Defendant Douglas White, willfully or wantonly drove such automobile into, over or against the Plaintiff while she was lying in said Highway 24 after being thrown from the overturned vehicle in which she was riding as a passenger, and said Defendants willfully or wantonly injured the Plaintiff and as a proximate consequence of the willful or wanton negligence of the Defendants the Plaintiff was injured in this: she received a broken neck and severe injuries to her spine which has caused her to be paralyzed from the waist down; she suffered severe pain and mental anguish; she is permanently injured; she was caused to incur large doctor, medical and hospital expenses and will continue to incur such expenses; she is unable to walk and may never walk again, all to the damages of the Plaintiff in the sum above mentioned. The Plaintiff further avers that prior to the filing of this suit she has filed a sworn statement with the Town of Summerdale, Alabama, which statement sets out substantially the manner in which her injuries were received, the day and time that she was injured, the place where she was injured and the damages that she claims. That such statement

was filed in substantial compliance with the laws of the State of Alabama and the Town of Summerdale, Alabama, has failed to approve such statement or to pay her any part of her damages, hence this suit.

CHASON & STONE

By:

  
Attorneys for Plaintiff

no. 5151

JUDITH ANN BECK,

Plaintiff,

vs.

THE TOWN OF SUMMERDALE, ALA-  
BAMA, A MUNICIPAL CORPORATION,  
and DOUGLAS WHITE,

Defendants

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

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SUMMONS AND COMPLAINT

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Received 22 day of May 1962

and on 23 day of May 1962

I served a copy of the within Summation

on The Town of Summerdale

& Douglas White

By service on J. J. Wilkins Mayor

of Summerdale

TAYLOR WILKINS Sheriff

By Arthur E. Chason D. S.

Summerdale

Sheriff claims 12.00 miles at  
Ten Cents per mile Total \$ 12.00

TAYLOR WILKINS, Sheriff

BY Arthur E. Chason  
DEPUTY SHERIFF

FILED

MAY 22 1962

ALICE J. DUCK, CLERK  
REGISTER

CHASON & STONE

ATTORNEYS AT LAW

BAY MINETTE, ALABAMA

JUDITH ANN BECK,

Plaintiff

Vs.

THE TOWN OF SUMMERDALE,  
ALABAMA, a Municipal Corpora-  
tion and DOUGLAS WHITE,

Defendants

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA

) AT LAW

) CASE NO. \_\_\_\_\_

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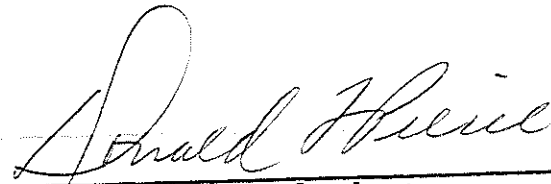
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A N S W E R

Comes now each of the following defendants, separately and severally, the Town of Summerdale, Alabama, and Douglas White, and for answer to each count of the complaint, each defendant, separately and severally, files the following separate and several pleas:

ONE

Not guilty.



Attorney for Defendants

Of Counsel:

HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON

FILED

JUN 22 1962

ALICE J. DUCK, CLERK  
REGISTER

STATE OF ALABAMA

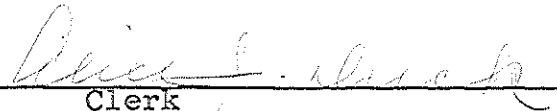
IN THE CIRCUIT COURT - LAW SIDE

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon The Town of Summerdale, Alabama, a municipal corporation, and Douglas White 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 Judith Ann Beck.

Witness my hand this 22 day of May, 1962.

  
Clerk

EX-5-23-62