

W. E. MITCHELL, d/b/a
MITCHELL'S FLOWER SHOP
VS.

Case No. 8684

MYRTLE C. TYLER, d/b/a
TYLER WHO-ESALE FLORIST

DISCOVERY NOTICE FOR ASSETS OF JUDGEMENT DEBTOR

TO: Myrtle C. Tyler, d/b/a Tyler Wholesale Florist

TAKE NOTICE, WHEREAS, THE PLAINTIFF HEREIN HAS REQUESTED IN WRITING, THE UNDERSIGNED, AS CLERK OF THIS COURT, TO ISSUE NOTICE TO YOU AS DEFENDANT HEREIN, REQUIRING YOU TO FILE A STATEMENT, IN WRITING, UNDER OATH OF ALL YOUR ASSETS, AS PROVIDED IN TITLE 7, SECTION 903, ALABAMA CODE 1940, AS AMENDED AND IT APPEARING FROM THE SAID REQUEST AND THE RECORD IN THE SAID CAUSE THAT AN EXECUTION WAS RETURNED ON THE JUDGEMENT IN THIS CAUSE ON THE 27th DAY OF August, 19 69, ENDORSED "NO PROPERTY FOUND" BY THE SHERIFF OF BALDWIN COUNTY, AND THAT YOU RESIDE IN THE STATE OF ALABAMA.

NOW THEREFORE YOU THE SAID Myrtle C. Tyler ARE HEREBY REQUIRED, WITHIN 30 DAYS FROM THE SERVICE HEREOF, TO FILE IN THIS COURT A STATEMENT, IN WRITING, UNDER OATH OF ALL YOUR ASSETS, INCLUDING MONEY, CHOSES IN ACTION, NOTES, BONDS AND ACCOUNTS, AND ALL OTHER PROPERTY, REAL, PERSONAL, OR MIXED, OR ANY INTEREST THEREIN WITH A DETAILED DESCRIPTION OF THE SAME, THE LOCATION AND REASONABLE VALUE OF EACH ITEM THEREOF, TOGETHER WITH A DETAILED LIST OF STATEMENTS, OR ANY AND ALL LIENS, MORTGAGES OR ENCUMBRANCES THEREON.

WITNESS MY HAND THIS THE 11th DAY OF December, 19 69

Reine J. Duck
CLERK

TO ANY SHERIFF OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO SERVE THE FOLLOWING NOTICE UPON THE ABOVE NAMED Myrtle C. Tyler AND MAKE DUE RETURN OF YOUR SAID SERVICE AND OF THIS NOTICE.

Reine J. Duck
CLERK

No. 8684

W. E. MITCHELL, d/b/a
MITCHELL'S FLOWER SHOP

VS.

MYRTLE C. TYLER, d/b/a
TYLER WHOLESALE FLORIST

Received 11 day of Dec 1969
and on 19 day of Dec
I served a copy of the within Myrtle C. Tyler
on Myrtle C. Tyler

By service on _____
TAYLOR WILKINS, Sheriff
By _____ D. S.

Discovery of Assets

Noted 19 day of Dec 1969
Not found in any county where diligent search was made in
pursuance of the writ.

Taylor Wilkins, Sheriff
By Childress
Deputy Sheriff

B. F. Stokes 111

GIBBONS & STOKES

ATTORNEYS AT LAW
160 CONGRESS STREET
MOBILE, ALABAMA

TELEPHONE 433-2611

December 10, 1969

E. GRAHAM GIBBONS
B. F. STOKES, III
WILLIAM L. HOWELL

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA 36601

Mrs. Alice Duck, Clerk
Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama

RE: W. E. Mitchell d/b/a Mitchell's Flowers vs Myrtle
C. Tyler d/b/a Tyler Wholesale Florist, Case No. 8684

Dear Mrs. Duck:

Please issue a writ of discovery to the defendant, commanding him to file in Court a sworn list of his assets, if any.

Sincerely,


E. Graham Gibbons

EGG/cs

FILED

DEC 11 1969

ALICE J. DUCK CLERK
REGISTER

8684
discovery of assets

W. E. MITCHELL, d/b/a
MITCHELL'S FLOWER SHOP
VS.

Case No. 8684

MYRTLE C. TYLER, d/b/a
TYLER WHOLESALF FLORIST

DISCOVERY NOTICE FOR ASSETS OF JUDGEMENT DEBTOR

TO: ~~Myrtle C. Tyler, d/b/a Tyler Wholesale Florist~~

TAKE NOTICE, WHEREAS, THE PLAINTIFF HEREIN HAS REQUESTED IN WRITING, THE UNDERSIGNED, AS CLERK OF THIS COURT, TO ISSUE NOTICE TO YOU AS DEFENDANT HEREIN, REQUIRING YOU TO FILE A STATEMENT, IN WRITING, UNDER OATH OF ALL YOUR ASSETS, AS PROVIDED IN TITLE 7, SECTION 903, ALABAMA CODE 1940, AS AMENDED AND IT APPEARING FROM THE SAID REQUEST AND THE RECORD IN THE SAID CAUSE THAT AN EXECUTION WAS RETURNED ON THE JUDGEMENT IN THIS CAUSE ON THE 27th DAY OF August, 19 69, ENDORSED "NO PROPERTY FOUND" BY THE SHERIFF OF BALDWIN COUNTY, AND THAT YOU RESIDE IN THE STATE OF ALABAMA.

NOW THEREFORE YOU THE SAID ~~Myrtle C. Tyler~~ ARE HEREBY REQUIRED, WITHIN 30 DAYS FROM THE SERVICE HEREOF, TO FILE IN THIS COURT A STATEMENT, IN WRITING, UNDER OATH OF ALL YOUR ASSETS, INCLUDING MONEY, CHOSES IN ACTION, NOTES, BONDS AND ACCOUNTS, AND ALL OTHER PROPERTY, REAL, PERSONAL, OR MIXED, OR ANY INTEREST THEREIN WITH A DETAILED DESCRIPTION OF THE SAME, THE LOCATION AND REASONABLE VALUE OF EACH ITEM THEREOF, TOGETHER WITH A DETAILED LIST OF STATEMENTS, OR ANY AND ALL LIENS, MORTGAGES OR ENCUMBRANCES THEREON.

WITNESS MY HAND THIS THE 11th DAY OF December, 19 69

Dee J. Duck
CLERK

TO ANY SHERIFF OF THE STATE OF ALABAMA
YOU ARE HEREBY COMMANDED TO SERVE THE FOLLOWING NOTICE UPON THE ABOVE NAMED Myrtle C. Tyler AND MAKE DUE RETURN OF YOUR SAID SERVICE AND OF THIS NOTICE.

Dee J. Duck
CLERK

W. E. MITCHELL d/b/a) IN THE CIRCUIT COURT OF
MITCHELL'S FLOWERS)
Plaintiff)
VS)
MYTLE C. TYLER d/b/a)
TYLER WHOLESALE FLORIST)
Defendant) CASE NO. 8684

Plaintiff claims of the Defendant \$1413.50 due from him
by account on May 9, 1967, which sum of money with the interest
thereon, is still unpaid. This suit is filed on an itemized
verified account, which will be offered in evidence at trial.

Italian G
Attorney for Plaintiff
E. Graham Gibbons
P. O. Box 293
Mobile, Alabama 36601

Defendant may be served:
Gulf Shores, Alabama

FILED

APR 30 1969

ALICE J. DUCK CLERK
REGISTER

STATEMENT OF ACCOUNT

Creditor Mitchell's Flowers, P. O. Drawer 1300, Fort Myers, Florida 33902
Debtor Tyler Wholesale Florist Address % Myrtle C. Tyler, Gulf Shores, Alabama
Employment _____ Address _____

Professional Services Rendered On Account \$ _____
Merchandise, Goods, Sold and Delivered On Account \$ 1,413.45
Shipped to Hattiesburg, Miss.
Date of Last Charge May 9, 1967
Date of Last Payment Nov. 9, 1966

SWORN STATEMENT OF CLAIM

STATE OF ALABAMA

COUNTY OF MOBILE

I hereby certify that the above account is just and correct and that all proper credits have been given and that the balance
s indicated above is due and payable.

Mitchell's Flowers
X *W.E. Mitchell (owner)*

Affiant

sworn and subscribed to before me this

29th day of *January*, 19*67*.

Paul E. Simpson
Notary Public

Notary Public, State of Florida at Large
My Comm. Expires March 18, 1972
Bonded by American F & Casualty Co.

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County

No. 8684

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Myrtle C. Tyler, d/b/a Tyler Wholesale
Florist.....

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.....

Myrtle C. Tyler, d/b/a Tyler Wholesale Florist Defendant.....

by W. E. Mitchell, d/b/a Mitchell's Flowers
..... Plaintiff.....

Witness my hand this 30th day of April 19 69

Alice Clerk

No. 8684

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

W. E. MITCHELL d/b/a

MITCHELL'S FLOWERS

Plaintiffs

vs.

MYRTLE C. TYLER , d/b/a

TYLERS WHOLESALE FLORIST

Defendants

SUMMONS AND COMPLAINT

Filed 4-30 19 69

Alice J. Dick Clerk

Gibbons & Stokes

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

May 1 1969

Sheriff

I have executed this summons

this May 14 1969
by leaving a copy with

Myrtle C. Tyler
Tyler Wholesale Florist

Sheriff claims 100 miles at
Ten Cents per mile Total \$10.00
TAYLOR WILKINS, Sheriff
BY Chelover
DEPUTY SHERIFF

Taylor Wilkins Sheriff

Deputy Sheriff