

JOHN C. AUSTIN, JR.,
 Plaintiff,
 vs.
 JIM FRANKLAND TYLER,
 Defendant.

IN THE CIRCUIT COURT OF
 BALDWIN COUNTY, ALABAMA
 AT LAW

2131

COUNT ONE

The plaintiff claims of the defendant the sum of Three Hundred and Fifty Dollars (\$350.00) as damages for that heretofore, on, to-wit, April 23, 1952, Jim Frankland Tyler was operating an automobile trailer truck upon and along a public highway, to-wit, Alabama Highway No. 3, about 1,320 feet North of the intersection of the Summerdale Road with said highway, in Baldwin County, Alabama, and that the said Jim Frankland Tyler negligently caused or negligently allowed the automobile trailer truck to run upon or against an automobile which plaintiff was operating, causing great damages and injuries to the said plaintiff's automobile: to-wit, left front fender, headlights, grill, hood, radiator, and steering equipment, and other parts of plaintiff's automobile were broken, bent, smashed or otherwise damaged and injured, all to the damage of the plaintiff as aforesaid. The plaintiff alleges that his said damages to his said automobile were proximately caused by the negligence of the said Jim Frankland Tyler in that the said Jim Frankland Tyler, defendant herein, negligently caused, allowed or permitted said automobile trailer truck to run upon, over or against the automobile of the plaintiff, and as a proximate consequence thereto, plaintiff's automobile was damaged and injured, as aforesaid.

The plaintiff further avers that the defendant, Jim Frankland Tyler, resides in Warley, Missouri, his address being Warley, Missouri; that the defendant, Jim Frankland Tyler, was on the date of said collision, to-wit, the 23rd day of April, 1952, a non-resident of the State of Alabama, and that the present post office address of said defendant, Jim Frankland Tyler, is Warley, Missouri; and the plaintiff prays that service of process upon the defendant, Jim Frankland Tyler, may be had in accordance with the provisions of the Code of Alabama of 1940, Title 7, Section 199.

[Signature]
 Attorney for Plaintiff.

W 2131

Edwin C. Austin
VS.
John Franklin Taylor

FILED

NOV 16 1886

ALICE L. WICK, Clerk

SUMMONS AND COMPLAINT

Moore Printing Co.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 2031

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Jim Franklin Tyler

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

Jim Tyler

Defendant

by Edwin C. Austin

Plaintiff

Witness my hand this 16th day of November 1953.

FILED

11-16-53

Alice J. Duck, Clerk

ALICE J. DUCK, Clerk

BOOK 001 PAGE 135

No. 2031 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

EDWIN C. AUSTIN

Plaintiffs

vs.

JIM FRANKLIN TYLER

Defendants

SUMMONS and COMPLAINT

Filed 11-16-53, 1953

Alice J. Luck, Clerk

Plaintiff's Attorney

Defendant's Attorney

1393

RECEIVED IN OFFICE

Defendant lives at

NOV 19 1953

RECEIVED IN OFFICE

E. A. W. 302, Sheriff

Nov 18, 1953

Taylor Wilkins, Sheriff

I have executed this summons

this Nov 19, 1953
by leaving a copy with

Agnes Daggitt
in care of Mr. Daggitt

J. J. W. 302 Sheriff

W. J. W. 302 Deputy Sheriff

IN THE CIRCUIT COURT

Edwin C. Austin, Jr., Plaintiff

of

BALDWIN COUNTY, ALABAMA

vs

AT LAW No. 2031

Jim Frankland Tyler, Defendant

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

I, Agnes Baggett, Secretary of State, hereby certify that on November 19, 1953, I sent by registered mail in an envelope addressed as follows:

" Jim Frankland Tyler
Morley, Missouri "

"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:

" Jim Frankland Tyler
Morley, Missouri

You will take notice that on November 19, 1953 the Sheriff of Montgomery County, Alabama served upon me, in my official capacity, summons and complaint in a case entitled
Edwin C. Austin, Jr., Plaintiff vs Jim Frankland Tyler,

Defendants in the Circuit Court of Baldwin County, Alabama, at Law
~~County, Alabama~~ Case No. 2031, 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
19 day of November, 1953.

Signed) Agnes Baggett

Mrs. Agnes Baggett
Secretary of State "

Enclosures - 1

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 November 23, 1953, I received the return card, showing receipt by the designated addressee of the aforementioned matter, at
Morley, Mo. on November 21, 1953.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 23 day of November, 1953.


Mrs. Agnes Baggett
Secretary of State

Enclosures - (Return card
and copy of summons and
complaint)

Edwin G. Austin, Jr. vs Jim Frankland Tyler

Form 3811
Rev. 1-62

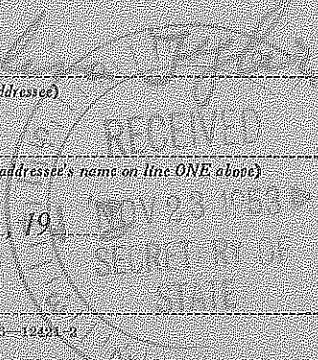
RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the number of which appears on the face of this Card.

1 Jim Frankland Tyler
(Signature or name of addressee)

2 _____
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery 11/21/53 1953

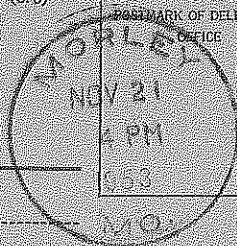


Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$500

(GPD)

POSTMARK OF DELIVERING OFFICE



Return to Secretary of State

(NAME OF SENDER)

Street and Number,
or Post Office Box,

Montgomery, Alabama

REGISTERED ARTICLE

No.

INSURED PARCEL

No.

MONTGOMERY,

ALABAMA.

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 2031

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Jim Franklin Tyler

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

Jim Tyler

, Defendant

by Edwin C. Austin

, Plaintiff

Witness my hand this 16th day of November 1955

Archie J. [Signature]

, Clerk

No. _____ Page _____

THE 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

EDWIN C. AUSTIN, JR.,

Plaintiff,

vs.

JIM FRANKLAND TYLER,

Defendant.

IN THE CIRCUIT COURT OF

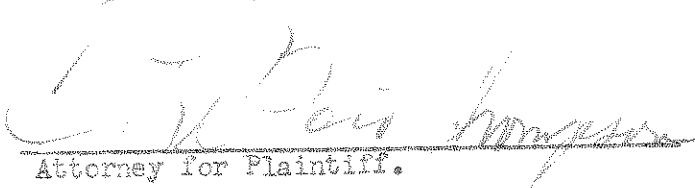
BALDWIN COUNTY, ALABAMA

AT LAW

COUNT ONE

The plaintiff claims of the defendant the sum of Three Hundred and Fifty Dollars (\$350.00) as damages for that heretofore, on, to-wit, April 28, 1952, Jim Frankland Tyler was operating an automobile trailer truck upon and along a public highway, to-wit, Alabama Highway No. 3, about 1,320 feet North of the intersection of the Summerdale Road with said highway, in Baldwin County, Alabama, and that the said Jim Frankland Tyler negligently caused or negligently allowed the automobile trailer truck to run upon or against an automobile which plaintiff was operating, causing great damages and injuries to the said plaintiff's automobile: to-wit, left front fender, headlights, grill, hood, radiator, and steering equipment, and other parts of plaintiff's automobile were broken, bent, smashed or otherwise damaged and injured, all to the damage of the plaintiff as aforesaid. The plaintiff alleges that his said damages to his said automobile were proximately caused by the negligence of the said Jim Frankland Tyler in that the said Jim Frankland Tyler, defendant herein, negligently caused, allowed or permitted said automobile trailer truck to run upon, over or against the automobile of the plaintiff, and as a proximate consequence thereto, plaintiff's automobile was damaged and injured, as aforesaid.

The plaintiff further avers that the defendant, Jim Frankland Tyler, resides in Worley, Missouri, his address being Worley, Missouri; that the defendant, Jim Frankland Tyler, was on the date of said collision, to-wit, the 28th day of April, 1952, a non-resident of the State of Alabama, and that the present post office address of said defendant, Jim Frankland Tyler, is Worley, Missouri; and the plaintiff prays that service of process upon the defendant, Jim Frankland Tyler, may be had in accordance with the provisions of the Code of Alabama of 1940, Title 7, Section 199.


Attorney for Plaintiff.

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