

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Myrtle Boone 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 the same, then and there to answer the complaint of Herman Hartley and Virginia Ann Hartley.

Witness my hand this 10 day of Sept., 1971.

Janice B. Blackmon
Clerk

* * * * *
H. J. STAMPS and
NELL STAMPS,

Plaintiffs, Ø IN THE CIRCUIT COURT OF
Vs. Ø BALDWIN COUNTY, ALABAMA

HERMAN HARTLEY and Ø AT LAW
VIRGINIA ANN HARTLEY,

Defendants and Third Ø NUMBER: 9910
Party Plaintiffs

Vs. Ø

MYRTLE BOONE, Ø
Third Party DefendantØ

THIRD PARTY COMPLAINT

COUNT 1

Third Party Plaintiffs claim of Third Party Defendant the sum of One Thousand (\$1,000) Dollars as damages for breach of covenants in a deed dated June 23, 1969, filed for record June 24, 1969 and recorded at Deed Book 394, Pages 734-5, Baldwin County, Alabama Probate Records wherein Third Party Defendant conveyed to Third Party Plaintiff, Virginia Ann Hartley, the following described land, to-wit:

Begin at Southeast corner of Southwest Quarter of Southeast Quarter, Section 16, Township 2 South, Range 3 East, run West along section line 150 feet; North 300 feet; East 150 feet; South 300 feet to point of beginning.

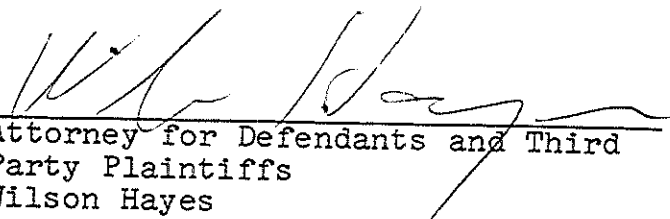
By said deed, the Third Party Defendant covenanted that she was seized in fee simple of the above described land; that Third

Party Defendant further covenanted to forever warrant and defend the title to and the possession of the said property unto the said Third Party Plaintiff, Virginia Ann Hartley, her heirs and assigns against the lawful claims of all persons whomsoever.

Third Party Plaintiffs further aver that the lands above recited to have been conveyed from Third Party Defendant to Third Party Plaintiff, Virginia Ann Hartley, were the same lands warranted by them, Third Party Plaintiffs, to Plaintiffs herein as described in Plaintiffs' Complaint and that Third Party Defendant is liable for the breach of the covenant of title as being seized in fee simple and to defend the title of the said lands against all persons whomsoever. Third Party Plaintiffs further aver that it has been necessary that they employ an Attorney to defend this suit against Plaintiff and to prosecute this said suit against Third Party Defendant.

Hence, this suit.

Serve Third Party Def.
165 E. Hurrican Rd.
Bay Minette, Alabama


Attorney for Defendants and Third
Party Plaintiffs
Wilson Hayes

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 9th day of Sept, 1971, served a copy of the foregoing pleading on Hon. Kenneth Cooper by mailing the same by United States Mail, properly addressed, with first class postage prepaid.

FILED

SEP 10 1971

EUNICE B. BLACKMON CIRCUIT CLERK

SUMMONS

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
CASE NO. 9910

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summon Herman Hartley and Virginia Ann Hartley 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 Herman Hartley and Virginia Ann Hartley, Defendants, by H. J. Stamps and Nell Stamps, Plaintiffs.

Witness my hand this 7 day of July, 1971.

Ernie B. Blackmon CLERK

H. J. STAMPS and
NELL STAMPS,

Plaintiffs

-VS-

HERMAN HARTLEY and
VIRGINIA ANN HARTLEY,

Defendants

l
l
l
l
l
l
l

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 9910

COUNT 1

The Plaintiffs claim of the Defendants Four Hundred (\$400.00) Dollars as damages for breach of a covenant in a deed dated September 17, 1969, and filed for record September 17, 1969, wherein the Defendants conveyed to the Plaintiffs the following described land, to wit:

Begin at SE corner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 16,
T 2 S, R 3 E, run West along section line 150
feet; North 300 feet; East 150 feet; South
300 feet to point of beginning.

By said deed, the Defendants covenanted that they were seized in fee simple of the above described land. The Plaintiffs aver that the Defendants were not lawfully seized in fee simple of the aforesaid land. That the property, on the date of said conveyance, was owned by Myrtle Boone.

Hence, this suit in the amount sued for.

H J Stamps
PLAINTIFF

Dee Stamps
PLAINTIFF

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority, personally appeared H. J. Stamps and Nell Stamps who are known to me and who, being by me first duly sworn, depose and say that they each have read the foregoing and that the matters contained therein are true and correct.

H J Stamps
H. J. STAMPS

Nell Stamps
NELL STAMPS

Sworn to and subscribed before me on this 28th day of June, 1971.

Martha M. Blackmon
NOTARY PUBLIC
STATE AT LARGE, STATE OF ALABAMA

My Commission Expires:
October 6, 1974

FILED

JUL 7 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

19792
19916

CASE NO. 9910

Defendants Address:

About the third house on
the left below the church on
Old Daphne Road

Sheriff claims 0 miles at
Ten Cents per mile Total \$
TAYLOR WILKINS, Sheriff
BY W. A. Tolbert
DEPUTY SHERIFF

H. J. Stamps and
Nell Stamps,

Plaintiffs

-VS-

Herman Hartley and
Virginia Ann Hartley,

Defendants

IN THE CIRCUIT COURT OF

FILED
BALDWIN COUNTY, ALABAMA

JUL 7 1971
EUNICE B. BLACKMON
CIRCUIT CLERK

ATTORNEY FOR PLAINTIFFS

KENNETH COOPER
Post Office Box 1000
Bay Minette, Alabama 36507

Received 7 day of July 1971
and on 9 day of July 1971
I served a copy of the writ to Sgt
on Herman Hartley
Virginia Ann Hartley
By service on Urgent and Hartley

TAYLOR WILKINS, Sheriff
By W. A. Tolbert
DEPUTY SHERIFF

H. J. Stamps and
NELL STAMPS

Plaintiffs

-VS-

HERMAN HARTLEY and
VIRGINIA ANN HARTLEY

Defendants

§ IN THE CIRCUIT COURT OF
§
§ BALDWIN COUNTY, ALABAMA
§
§ CIVIL ACTION
§
§ CASE NO. 9910
§
§

ORDER

This day came Kenneth Cooper, attorney of record for H. J. Stamps and Nell Stamps, the plaintiffs in the above styled cause, and filed his affidavit that to the best of his knowledge, information and belief the statement of assets heretofore filed by Herman Hartley, the above named defendant and judgment debtor, is not a full, true and correct statement and description of his assets and the said judgment in this cause remaining unsatisfied, and now, upon consideration of the same, it is

Considered, ORDERED and ADJUDGED that the said defendants, Herman Hartley and Virginia Ann Hartley be and appear before the Court in their own proper person on the 26th day of June, 1974, at 9:00 o'clock, A.M., to submit to an oral examination under oath touching the nature, location, description and value of such assets; and that the said defendants do, at the time and place hereinabove named, produce and bring with them all papers, documents or books which may contain material evidence of their assets, and liabilities.

Let a copy of this order be served forthwith upon the said defendants, Herman Hartley and Virginia Ann Hartley.

Dated this 13th day of June, 1974.

Debra A. Washburn
CIRCUIT JUDGE

H. J. STAMPS and
NELL STAMPS

Plaintiffs

-VS-

HERMAN HARTLEY and
VIRGINIA ANN HARTLEY

Defendants

Ø IN THE CIRCUIT COURT OF
Ø BALDWIN COUNTY, ALABAMA
Ø CIVIL ACTION
Ø CASE NO. 9910
Ø
Ø

DISCOVERY OF ASSETS OF JUDGMENT DEBTORS

Under authority of Title 7, Section 904, of the Code of Alabama of 1940, the judgment against the above named defendants now remaining unsatisfied, the plaintiffs, by their attorney, files the following affidavit and prays that this Honorable Court shall make an order requiring judgment debtor to appear before this Court on a day to be set by the Court and to submit to an oral examination under oath touching the nature, location, description and value of the assets of said judgment debtor and prays that judgment debtor be required to produce any and all papers, documents or books which may contain material evidence of such assets, and liabilities.

Kenneth Cooper
ATTORNEY FOR PLAINTIFFS

STATE OF ALABAMA
BALDWIN COUNTY

Personally appeared before me, Amy B. Hume, a Notary Public in and for said State and County, Kenneth Cooper, who being duly sworn says on oath that he is the attorney of record for H. J. Stamps and Nell Stamps, plaintiffs in the above styled cause, and further states that to the best of his knowledge, information and belief the foregoing statement does not contain a full, true and correct statement and description of such assets as required herein.

My Commission Expires:

3-26-75

FILED

JUN 13 1974

Amy B. Hume
NOTARY PUBLIC

STATE OF ALABAMA

EUNICE B. BLACKMON CIRCUIT CLERK

Hall

9910

SERVE:

Herman Hartley and
Virginia Ann Hartley
about the third house
on the left below the
Church on Old Daphne
Road.

RECEIVED

JUN 17 1974

TAYLOR WILLIAMS
SHERIFF

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

CIVIL ACTION

CASE NO. 9910

H. J. STAMPS AND
~~XXXX~~ NELL STAMPS
Plaintiffs
-VS-

HERMAN HARTLEY AND
VIRGINIA HARTLEY
Defendants

~~COUNSEL FOR PETITIONER~~
COUNSEL FOR PLAINTIFFS:
Kenneth Cooper
Post Office Box 1000
Bay Minette, Alabama 36507
Phone (205) 937-7412

Received 17 day of June 1974
and on 17 day of June 1974
I served a copy of the writ
on Herman Hartley
by service of Herman & Virginia Hartley

TAYLOR WILLIAMS, Sheriff
By *A. E. Hall* D.S.

SUMMONS

MOORE Prtg. Co., Bay Minette

H. J. Stamps and

Nell Stamps

Plaintiff S

Vs.

Herman Hartley and

Virginia Ann Hartley

Defendant S

Circuit Court, Baldwin County, Alabama

Civil Action No.....9910.....

..... 19.....

To Any Sheriff or any person authorized by Rule 4 (a) (3) of the Alabama Rules of Civil Procedure to effect service in the State of Alabama:

You are hereby commanded to serve this summons and a copy of the complaint in this action upon defendant s, Herman Hartley and Virginia Ann Hartley

about the third house on the left below the Church
on Old Daphne Road.

Each defendant is required to serve a copy of a written answer to the complaint upon Kenneth Cooper, attorney of record for the plaintiff whose address is Post Office Box 1000, Bay Minette, Ala. within thirty (30) days after service of this summons excluding the day of service of the summons and to file the original of said written answer with the Clerk of this Court at the time of service of the answer upon the attorney of record for the Plaintiff or within a reasonable time thereafter. If any defendant fails to do so, a judgment by default may be entered against that defendant for the relief complained of in the complaint.

Dated

June 13, 1974

Emmie B. Blackburn
Clerk of Circuit Court

Civil Action No. 9910

STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

H. J. Stamps & Nell Stamps

Plaintiffs

vs.

Herman Hartley & Virginia
Ann Hartley

Defendants

SUMMONS

Filed 19.....

FILED

Clerk

JUN 13 1974

EUNICE B. BLACKMON CIRCUIT
CLERK

Kenneth Cooper

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

MOORE Prtg. Co., Bay Minette

H. J. STAMPS and NELL STAMPS
Plaintiffs

VS:

CASE NO. 9910

HERMAN HARTLEY and VIRGINIA ANN HARTLEY
Defendants

WRIT OF DISCOVERY

TO HERMAN HARTLEY and VIRGINIA ANN HARTLEY

TAKE NOTICE, THAT, WHEREAS THE PLAINTIF IN THE ABOVE ENTITLED CAUSE HAS REQUESTED IN WRITING, THE UNDERSIGNED, AS CLERK OF SAID COURT TO ISSUE NOTICE TO YOU AS DEFENDANT IN THE ABOVE ENTITLED CAUSE AND IN THE JUDGEMENT THEREIN, REQUIRING YOU TO FILE THE STATEMENT IN WRITING UNDER OATH OF ALL YOUR ASSETS, AS PROVIDED IN THE ACT OF THE LEGISLATURE OF ALABAMA, APPROVED SEPTEMBER 28, 1915, "TO PROVIDE FOR THE DISCOVERY OF ASSETS OF JUDGEMENT DEBTORS, AND TO FACILITATE THE ENFORCEMENT OR COLLECTION OF JUDGEMENTS IN COURTS OF LAW AND EQUITY IN THIS STATE," AND HAS FILED SAID REQUEST, IN WRITING, IN THIS CAUSE ENDORSED "NO PROPERTY FOUND" BY THE SHERIFF OF BALDWIN COUNTY, AND THAT YOU RESIDE IN THE STATE OF ALABAMA.

NOW THEREFORE, YOU, THE SAID Herman and Virginia Ann Hartley 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, CHOSSES IN ACTION, NOTES, BONDS AND ACCOUNTS, AND ALL OTHER PROPERTY, REAL, PERSONAL OR MIXED, OR ANY INTERESTS THEREIN, WITH A DETAILED DESCRIPTION OF THE SAME, THE LOCATION AND REASONABLE VALUE OF EACH ITEM THEREOF, TOGETHER WITH A DETAILED LIST OR STATEMENT, OF ANY AND ALL LENDS, MORTGAGES OR ENCUMBRANCES THEREON.

WITNESS MY HAND THIS 7th DAY OF May,
19 74.

Ernie B. Blackmon
CLERK

TO ANY SHERIFF IN THE STATE OF ALABAMA: GREETINGS.

YOU ARE HEREBY COMMANDED TO SERVE THE FOREGOING NOTICE UPON THE ABOVE NAMED Herman and Virginia Ann Hartley AND MAKE DUE RETURN OF YOUR SAID SERVICE AND OF THIS NOTICE.

Ernie B. Blackmon
CLERK

Lives on Old Mapline
Road. Bay Minette.

Hand
RECEIVED

MAY 09 1974

TAYLOR WILKINS
SHERIFF

Received _____ day of _____
and on 20 day of May 1974
I served a copy of the within _____
on Herman & Virginia
Hartley
By service on Herman & Virginia
Hartley
TAYLOR WILKINS, Sheriff
by K. Cooper

CASE NO. 9910

H. J. STAMPS & NELL STAMPS

Plaintiffs

Vs.

HERMAN HARTLEY & VIRGINIA ANN HARTLEY

Defendants

WRIT OF DISCOVERY

KENNETH COOPER

Attorney for Plaintiffs

H. J. STAMPS and NELL STAMPS,

IN THE CIRCUIT COURT OF

Plaintiff

vs:

BALDWIN COUNTY, ALABAMA

HERMAN HARTLEY & VIRGINIA ANN HARTLEY

Defendant

AT LAW, CASE NO. 9910

NOTICE TO DEFENDANT

TO: Herman Hartley & Virginia Ann Hartley

Take notice that upon the written request of Kenneth Cooper, Attorney for the Plaintiff, filed in this Court in this cause, you are commanded to file in this Court within thirty days from the service of this notice a statement in writing, under oath, of employment, wages and assets, including money, choses in action, notes, bonds and accounts and all other property, real, personal or mixed or any interest therein, including wages due or payable, with a detailed description of same, the location and reasonable value of each item thereof, together with a detailed list or statement of any and all liens, mortgages or incumbrances thereon showing the amounts due upon each, and the owner or holder of such liens, incumbrances or mortgages.

Be governed accordingly.

Dated this 13th day of August, 19 73

Ernie B. Blackmon
Clerk of Circuit Court of
Baldwin County, Alabama.

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

COUNTY OF BALDWIN

BALDWIN COUNTY, ALABAMA

TO ANY SHERIFF OF THE STATE OF ALABAMA --GREETING:

YOU ARE HEREBY COMMANDED to serve a copy of the above notice upon Herman Hartley & Virginia Ann Hartley Defendant, and make due return thereon, according to law.

Witness my hand this the 13th day of August, 19 73.

Ernie B. Blackmon
Clerk, Circuit Court of
Baldwin County, Alabama

Sadkine

#9910

H. J. Stamps & Nell Stamps,

VS:

Herman Hartley & Virginia Ann Hartley

Notice for Discovery of Assets

Serve Defts. at: Deft. lives about the third house on the left below the church on Old Daphne Road.

Kenneth Cooper,
Atty. for Pltff.

Received 14 day of Aug 19 73
and on 17 day of Aug 19 73
I served a copy of the within Pltff. of H&A
on Herman Hartley & Virginia
Hartley
By service on Herman & Virginia
Hartley

TAYLOR WILLIAMS, Sheriff
By *Sadkine* D. S.

Sheriff claims 0 miles
Ten Cents per mile
TAYLOR
BY *Sadkine*

RECEIVED

AUG 14 1973

H. J. STAMPS and NELL STAMPS,	Ø	
Plaintiffs	Ø	
-VS-	Ø	
HERMAN HARTLEY and	Ø	IN THE CIRCUIT COURT OF
VIRGINIA ANN HARTLEY,	Ø	BALDWIN COUNTY, ALABAMA
Defendants and	Ø	
Third Party Plaintiffs	Ø	AT LAW
-VS-	Ø	CASE NO. 9910
MYRTLE BOONE,	Ø	
Third Party Defendant	Ø	

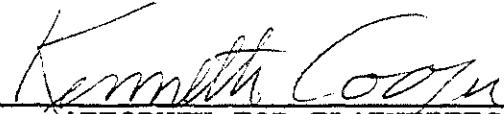
REQUEST FOR DISCOVERY OF ASSETS

TO EUNICE B. BLACKMON, CLERK OF SAID COURT:

The plaintiffs herein having recovered on the 14th day of March, 1972, a judgment against the defendants in the above-styled cause for the sum of Four Hundred and No/100 (\$400.00) Dollars and costs and such execution having been returned endorsed by the Sheriff of Baldwin County, Alabama, "no property found", the plaintiffs now requests in writing that the Clerk of the Court will issue a notice to the said Herman Hartley and Virginia Ann Hartley requiring them to file in this Honorable Court within thirty days from the service of such notice a statement in writing under oath of all the assets of the said Herman Hartley and Virginia Ann Hartley, 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 a reasonable value of each item thereof, together with a detailed statement of any and all liens, mortgages, or encumbrances thereon, showing the amounts due upon each, and the owner or holder of such liens, encumbrances or mortgages.

The said Herman Hartley and Virginia Ann Hartley reside at
Bay Minette, Alabama.

Dated this 10th day of August, 1973.


ATTORNEY FOR PLAINTIFFS
109 East First Street
Post Office Box 1000
Bay Minette, Alabama 36507

COUNSEL FOR PLAINTIFFS:
Kenneth Cooper
Post Office Box 1000
Bay Minette, Alabama 36507
Phone (205) 937-7412

FILED

AUG 10 1973

EUNICE B. BLACKMON CIRCUIT
CLERK

September 28, 1973

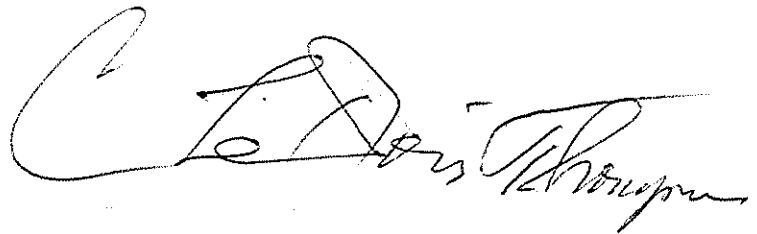
Honorable Kenneth Cooper
Attorney at Law
Bay Minette, Alabama

re: Stamps vs Hartley
Case No. 9910

Dear Counsellor:

Attached is the answer in the above styled cause about
which I spoke with you.

Yours very truly,

A handwritten signature in cursive script, appearing to read "C. L. Davis".

CLT/lw

Copy to: Clerk of the Circuit Court
Bay Minette, Alabama

FILED

SEP 28 1973

EUNICE B. BLACKMON CIRCUIT
CLERK

H. J. STAMPS and NELL STAMPS	*	IN THE CIRCUIT COURT OF
PLAINTIFFS	*	BALDWIN COUNTY, ALABAMA
VS	*	AT LAW.
HERMAN HARTLEY and VIRGINIA ANN HARTLEY	*	CASE NO. 9910
DEFENDANTS	*	

Comes Herman Hartley and in answer to the discovery of assets filed against him and his wife Virginia Ann Hartley says under oath as follows:

That he is presently employed at Wilson's Standard Service Station and that his wife is presently unemployed looking after twin babies at home and two older children.

That he has no money in the bank, that he has no automobile, does not own his home, that his take home pay last week was \$66.00 and that he has just had this job two weeks.

That your defendant has a chattel mortgage debt at Matthews Furniture on which he pays \$8.00 a week, that he is indebted to the Baldwin County Bank for \$300.00, paying \$37.00 a month on this and he is three months behind because of his lack of employment and he is behind three months on his gas and water. He has no other income.

Herman M. Hartley
HERMAN HARTLEY

Sworn to and subscribed before me on this 28 day of September, 1973.

LeDoris Thompson
NOTARY PUBLIC, BALDWIN COUNTY, ALABAMA

FILED

SEP 28 1973

EUNICE B. BLACKMON CIRCUIT CLERK

H. J. STAMPS and
NELL STAMPS,

Plaintiffs,

Vs.

HERMAN HARTLEY and
VIRGINIA ANN HARTLEY,

Defendants.

§

IN THE CIRCUIT COURT OF

§

BALDWIN COUNTY, ALABAMA

§

AT LAW

§

§

NUMBER: 9910

ANSWER

Comes now Defendants in the above styled cause and
for answer to the complaint heretofore filed say:

1. Not guilty.
2. The matters alleged therein are untrue.



Attorney for Defendants

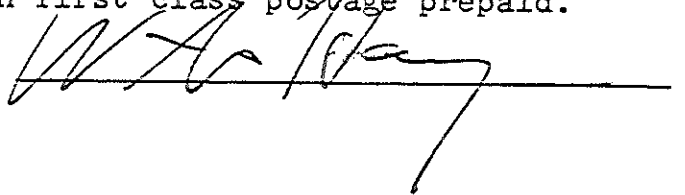
Wilson Hayes

P. O. Box 300

Bay Minette, Alabama 36507

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 14 day of July,
1971, served a copy of the foregoing pleading on counsel for all
Parties to this proceeding by mailing the same by United States
Mail, properly addressed, with first class postage prepaid.



FILED

JUL 15 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

H. J. STAMPS and NELL STAMPS,)

Plaintiffs,)

VS.)

HERMAN HARTLEY and VIRGINIA)

ANN HARTLEY,)

Defendants and Third)

Party Plaintiffs,)

VS.)

MYRTLE BOONE,)

Third Party Defendant.)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 9910

DEMURRER

Comes now the Third Party Defendant, Myrtle Boone, in the above styled cause and files the following Demurrer to the Complaint filed by the Plaintiffs and Third Party Plaintiffs:

1.

The Complaint heretofore filed by the Plaintiffs and Third Party Plaintiffs in this cause does not state a cause of action.

WILTERS & BRANTLEY

BY: *J. M. Brantley*
Attorneys for Third Party
Defendant, Myrtle Boone

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 1 day of Oct,
1971 served a copy of the foregoing pleading on counsel for all
parties to this proceeding by mailing the same by United States
Mail, properly addressed, and first class postage prepaid.

WILTERS & BRANTLEY

By: *J. M. Brantley*

FILED

OCT 1 1971

EUNICE R. BLACKMON CIRCUIT
CLERK

5 VOL 69 PAGE 663

H. J. STAMPS and NELL STAMPS, ¶
Plaintiffs ¶

-VS- ¶

HERMAN HARTLEY and ¶
VIRGINIA ANN HARTLEY, ¶
Defendants and ¶
Third Party Plaintiffs ¶

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

CASE NO. 9910

-VS- ¶

MYRTLE BOONE, ¶
Third Party Defendant ¶

AMENDMENT TO COMPLAINT

Comes now the plaintiffs in above-styled cause and amend
Count 1 of the complaint heretofore filed in this cause as
follows:

Delete the description of the land described therein and the
remaining portion of said Count 1 and substitute the following in
lieu thereof:

Begin at the Southeast corner of the Southwest
Quarter of the Southeast Quarter, Section 16,
Township 2 South, Range 3 East, which is the Point
of Beginning, run West along the section line 150
feet; run North 150 feet; thence run East 150 feet;
thence run South 150 feet to the Point of
Beginning.

Subject to easements for right-of-way purposes on
the East and South side of said property and less
an undivided $\frac{1}{2}$ oil, gas and mineral interest in and
to said land, the same having been heretofore
reserved; being the South $\frac{1}{2}$ of that property
described in Deed Book 394, page 734.

By said deed, the defendants covenanted that they were seized in
fee simple of the above-described land. The plaintiffs aver that
the defendants were not lawfully seized in fee simple of aforesaid
land. Hence this suit in the amount sued for.

In all other respects the complaint remains unchanged

Kenneth Cooper
ATTORNEY FOR PLAINTIFFS

FILED

MAR 14 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

VOL

69 PAGE 664

CERTIFICATE OF SERVICE

I certify that I have served a copy of the foregoing amendment upon Honorable Wilson Hayes, attorney for defendants, and Honorable Tolbert Brantley, attorney for third party defendant, by personally handing to them a copy of same in Bay Minette, Alabama, on this fourteenth day of March, 1972.


ATTORNEY FOR PLAINTIFFS

FILED

MAR 14 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

H. J. STAMPS and NELL STAMPS	Ø	IN THE CIRCUIT COURT OF
Plaintiffs	Ø	BALDWIN COUNTY, ALABAMA
-VS-	Ø	CIVIL ACTION
HERMAN HARTLEY and	Ø	CASE NO. 9910
VIRGINIA ANN HARTLEY	Ø	
Defendants and	Ø	
Third Party Plaintiffs	Ø	
	Ø	
-VS-	Ø	
MYRTLE BOONE	Ø	
Third Party Defendant	Ø	


REQUEST FOR DISCOVERY OF ASSETS

TO EUNICE B. BLACKMON, CLERK OF SAID COURT:

The plaintiffs herein having recovered on 14th day of March, 1972, a judgment against the defendants in the above-styled cause for the sum of Four Hundred and No/100 (\$400.00) Dollars and costs and such execution having been returned endorsed by the Sheriff of Baldwin County, Alabama, "no property found", the plaintiffs now requests in writing that the Clerk of the Court will issue a notice to the said Herman Hartley and Virginia Ann Hartley requiring them to file in this Honorable Court within thirty days from the service of such notice a statement in writing under oath of all the assets of the said Herman Hartley and Virginia Ann Hartley, 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 a reasonable value of each item thereof, together with a detailed statement of any and all liens, mortgages, or encumbrances thereon, showing the amounts due upon each, and the owner or holder of such liens, encumbrances or mortgages.

The said Herman Hartley and Virginia Ann Hartley reside
at Bay Minette, Alabama.

Dated this 7th day of May, 1974.


ATTORNEY FOR PLAINTIFFS
POST OFFICE BOX 1000
BAY MINETTE, ALABAMA 36507

FILED

MAY 7 1974

EUNICE B. BLACKMON CIRCUIT
CLERK

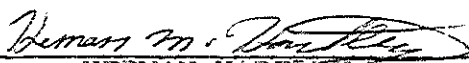
H.J. STAMPS and NELL STAMPS	*	IN THE CIRCUIT COURT OF
PLAINTIFFS	*	BALDWIN COUNTY, ALABAMA
VS	*	AT LAW.
HERMAN HARTLEY and VIRGINIA ANN HARTLEY	*	CASE NO. 9910
DEFENDANTS	*	

Comes Herman Hartley and in answer to the discovery of assets filed against him and his wife Virginia Ann Hartley says under oath as follows:

That he is presently employed at stump wooding and that his wife is presently unemployed looking after twin babies at home and two older children.

That he has no money in the bank, that he has no automobile, does not own his home, that his take home pay last week was \$80.00 and that he has just had this job six weeks.

That your defendant has a chattel mortgage debt at Matthews Furniture on which he pays \$8.00 a week, that he is indebted to the Baldwin County Bank for \$140.00 now in hands of collection agency. He is behind three months on his gas and water. He has no other income except a member of National Guard.


HERMAN HARTLEY

Sworn to and subscribed before me on this 21 day of May, 1974.

FILED

MAY 21 1974


NOTARY PUBLIC, BALDWIN COUNTY, ALABAMA

EUNICE B. BLACKMON CIRCUIT CLERK