

THE INTERSTATE FOLDING BOX  
COMPANY, A Corporation,

Plaintiff,

-VS-

ARTHUR C. DEGRAFF and C. WARREN  
DEGRAFF, Individually and d/b/a  
DEGRAFF EGG & POULTRY CO.,

Defendants.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,

AT LAW.

NOTICE BY CLERK TO DEFENDANT TO FILE STATEMENT

TO: ARTHUR C. DEGRAFF and C. WARREN DEGRAFF, Individually and  
doing business as DEGRAFF EGG & POULTRY CO., Defendants:

Take notice, that, whereas, the Plaintiff in the above entitled cause has requested, in writing, the undersigned, as Clerk of said Court, to issue notice to you, as Defendants, in the above entitled cause, and in the judgment therein, requiring you to file a statement, in writing, under oath, of all your assets, as provided in Code 1940, Title 7, Section 903, and has filed said request, in writing, in this cause with the undersigned as Clerk of this Court, and it appearing from said request, and the record in said cause, that an execution was returned on the judgment in this cause on March 7, 1958, endorsed "no property found", by the Sheriff of Baldwin County, and that you reside in the State of Alabama.

NOW, THEREFORE, you are hereby required, within thirty 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 or statement, of any and all liens, encumbrances or mortgages.

WITNESS my hand this the 12 day of Mar, 1958.

*Alice J. [Signature]*  
Clerk, Circuit Court.

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

You are hereby commanded to serve the foregoing notice upon ARTHUR C. DEGRAFF and C. WARREN DEGRAFF, Individually and doing business as DEGRAFF EGG & POULTRY COMPANY, Defendants, and make due return of your said service and of this notice, within thirty days from this date, how you have executed the same.

Witness my hand this the 12 day of March 1958.

Alfred L. Houch  
Clerk, Circuit Court.

THE INTERSTATE FOLDING BOX  
Company, A Corporation,

Plaintiff

-VS-

ARTHUR C. DEGRAFF and C. WARREN  
DEGRAFF, Individually and d/b/a  
DEGRAFF EGG & POULTRY CO.,


Defendants

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,

AT LAW.

REQUEST FOR DISCOVERY OF ASSETS

The Plaintiff having recovered on the 21st day of May, 1956, a judgment against the Defendants in the above styled cause for the sum of ONE THOUSAND SIX HUNDRED AND FORTY-TWO AND 66/100 (\$1642.66) DOLLARS and cost, and such execution having been returned endorsed by the Sheriff of Baldwin County, Alabama, "No property found", the Plaintiff now requests in writing that the Clerk of this Court will issue a notice to the above named Defendants requiring within thirty (30) days from the service of such notice, to file in this cause a statement in writing, under oath, of all their assets of every kind, character and description and wheresoever located as provided by Code 1940, Title 7, Section 903.

  
E. G. RICKARBY,  
Attorney for Plaintiff

Received 19 day of Mar. 1958

and on 19 day of Mar. 1958

ed a c. Request for

Discovery of Assets

on: Arthur C. Degraff and

C. Warren Degraff

By service on Taylor Wilkins, Sheriff

TAYLOR WILKINS, Sheriff

By                                  D. S.

EXECUTED

This 21 day of March, 1958

by serving a copy of the within on

Arthur C. Degraff

RAY D. BRIDGES, Sheriff

By R. Smith D. S.

EXECUTED

This 21 day of March, 1958

by serving a copy of the within on

C. Warren Degraff

RAY D. BRIDGES, Sheriff

By R. Smith D. S.

2891 ✓  
THE INTERSTATE FOLDING BOX  
COMPANY, A Corporation,

Plaintiff

-VS-

ARTHUR C. DEGRAFF and C.  
WARREN DEGRAFF, Ind. and  
d/b/a DEGRAFF EGG &  
POULTRY CO.,

Defendants

REQUEST FOR DISCOVERY OF  
ASSETS

FILED

MAR 12 1958

ALICE J. BUCK, Clerk

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
AT LAW.

LAW OFFICES  
RICKARBY & RICKARBY

FAIRHOPE, ALABAMA

March 30, 1956

Mrs. Alice Duck  
Clerk of Circuit Court  
Bay Minette, Alabama

Dear Mrs. Duck:

2891  
Inre: The Interstate Folding Box  
Company

vs  
DeGraff Egg & Poultry Co.  
Our File: 3559

With this we are sending you Summons and Complaint, in triplicate, one copy for each defendant, and one copy for the court, in the case of the Interstate Folding Box Company vs DeGraff Egg and Poultry Company, together with check for \$20.00 deposit for costs, along with an itemized and verified statement.

Please process, and oblige.

Yours very truly,



*Copy for each def*

EGR/ts  
4-10-56

cc: American Credit Indemnity Co.  
(Dupl)

Encl.

THE INTERSTATE FOLDING  
BOX COMPANY, A Corporation  
PLAINTIFF

VS

ARTHUR C. DEGRAFF and  
C. WARREN DEGRAFF, Individually (and  
and doing business as  
DEGRAFF EGG & POULTRY CO.

DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

C O M P L A I N T  
C O U N T I

The Plaintiff claims of the Defendant ONE THOUSAND FIVE  
HUNDRED FIFTY SEVEN DOLLARS AND EIGHT CENTS (\$1,557.08) due from  
him by account on, to-wit, the 18th day of June, 1955; which sum  
on money with interest thereon is still unpaid.

RICKARBY AND RICKARBY

BY:   
Attorney for the Plaintiff

NOTE: The accounts sued on is evidenced by an itemized and verified  
statement of account filed herewith.

RICKARBY AND RICKARBY

BY:   
Attorney for the Plaintiff

FILED

APR 2 1955

WILLIAM L. BUCK, Clerk

# Affidavit to Claim

STATE OF Ohio  
COUNTY OF Butler } ss.

Before me, the undersigned, a Notary Public, in and for the County and State aforesaid, personally appeared Robert M. Bergstein who being by me first duly sworn according to law, deposes and says that he is\* Treasurer of The Interstate Folding Box Company

1. A corporation organized and doing business under the laws of the State of Ohio
2. A partnership composed of \_\_\_\_\_
3. A sole trader doing business as \_\_\_\_\_

and that as such he is authorized to make this affidavit; cognizant of the facts constituting the cause of action; that he is familiar with the books and business of said The Interstate Folding Box Company that the account against DeGraff Egg & Poultry Co. of Mobile, Alabama hereto attached, marked "Exhibit A" and made a part hereof is a true and correct copy of books of original entry, instrument of writing or claim, on which this action is brought, of The Interstate Folding Box Company; that the goods for which said charges were made were sold and delivered to the said DeGraff Egg & Poultry Co. at their special instance and request; that the charges made therefor are fair and reasonable and as per contract, and that he promised to pay the sums charged; that credit has been duly given for all payments, counter claims and setoffs and that there is no usury therein; that said The Interstate Folding Box Company has no collateral or other security for the payment thereof and that there now remains due and owing from said DeGraff Egg & Poultry Co. to The Interstate Folding Box Company the sum of One Thousand Five Hundred Fifty Seven and 08/100 \* \* \* Dollars, together with interest thereon from June 18, 1955 19 \_\_\_\_\_

Subscribed and sworn to before me this 24TH day of FEBRUARY 1956.

Robert M. Bergstein L. S.

Everett C. Gaymann

Notary Public  
EVERETT C. GAYMANN  
NOTARY PUBLIC - BUTLER CO. OHIO  
COMM. EXPIRES 10-10-58

\*Treasurer, Member of Firm or Sole Proprietor.

## POWER OF ATTORNEY

To American Credit Indemnity Co. of New York

or \_\_\_\_\_

You or your representative endorsed hereon, are hereby appointed the attorney-in-fact for the undersigned, and each or either of you is authorized to attend any and all meetings of creditors or adjourned meetings of creditors of the above named debtor in any court or elsewhere, and for the undersigned to vote for or against any proposal or resolution that may be submitted in reference to the affairs or estate of the above named debtor; to accept or refuse any composition in or out of bankruptcy proposed by said debtor or his or its representatives; to receive, endorse, receipt for and collect any payments of dividends or fees or moneys due the undersigned under any composition or otherwise and in general to take such action and do such acts, execute such consents for the undersigned as you may deem best, as fully as the undersigned could do if personally present. And all powers of attorney heretofore executed by the undersigned in this proceeding are hereby revoked.

In Witness Whereof, the above named claimant has signed these presents or has caused them to be signed and its corporate seal affixed this 24th day of February 1956

(Corp. Seal.)

The Interstate Folding Box Company

(Corporate or partnership name here)

Robert M. Bergstein L. S.  
(Name of officer, partner or individual here)

FOR CORPORATION

CITY OF Middletown  
STATE OF Ohio } SS:  
COUNTY OF Butler 24th

On this 24th day of February, 1956, before me personally came Robert M. Bergstein, to me known, who being by me duly sworn, did depose and say that he resides in Ohio; that he is the Treasurer of the Interstate Folding Box Company, the corporation described in and which executed the above instrument; that he knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed his name thereto by like order.

Everett C. Gaymann  
(Notary Public signs here)

FOR PARTNERSHIP

EVERETT C. GAYMANN  
NOTARY PUBLIC - BUTLER CO., OHIO  
COM. EXPIRES 10-20-57

CITY OF  
STATE OF } SS:  
COUNTY OF

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me personally came \_\_\_\_\_ to me known and known to me to be one of the persons described in and who executed the foregoing instrument and who duly acknowledged that he executed the same, and who being by me duly sworn, did depose and say that he is a member of said partnership and is duly authorized to execute same on behalf of his said firm.

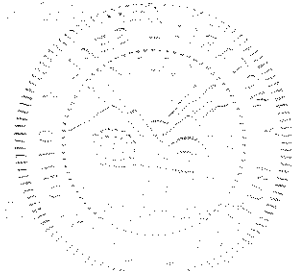
(Notary Public signs here)

FOR INDIVIDUAL

CITY OF  
STATE OF } SS:  
COUNTY OF

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me personally came \_\_\_\_\_ to me known and known to me to be the individual described in and who executed the foregoing instrument and he duly acknowledged to me that he executed the same.

(Notary Public signs here)



American Credit Indemnity Co.  
of New York

Affidavit to Claim

Debtor

Against

Claimant



SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. ....

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon ARTHUR C. DEGRAFF and C. WARREN DEGRAFF,  
individually and doing business as DEGRAFF EGG & POULTRY COMPANY.

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 ARTHUR C. DEGRAFF  
and C. WARREN DEGRAFF, individually a/d/b as DEGRAFF  
EGG & POULTRY COMPANY, Defendant...

by THE INTERSTATE FOLDING BOX COMPANY, a Corporation

....., Plaintiff...

Witness my hand this 2 day of April 1956

Alma J. Hupp, Clerk

1589  
\* 39  
No. 2891 Page       

The State of Alabama  
Baldwin County

CIRCUIT COURT

THE INTERSTATE FOLDING BOX  
CO., A Corporation

Plaintiffs

62 (12) vs. (13)

ARTHUR C. DEGRAFF & C. WARREN  
DEGRAFF, Individually a/d/b  
as DEGRAFF EGG & POULTRY CO.  
Defendants

Summons and Complaint

Filed        19       

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

ROBERTSDALE, Alabama

Received In Office

April 2 19 56

Ray B. Bridges, Sheriff  
I have executed this summons

this April 6 19 56  
by leaving a copy with

Arthur C. Degraff  
and C. Warren Degraff

The Sheriff claims 24  
miles at 10¢ per mile for  
a total of \$ 2.40

Ray Bridges, Sheriff  
Mobile County, Alabama

Ray B. Bridges Sheriff  
A. B. Sanders Deputy Sheriff