

COASTAL CONCRETE COMPANY, INC.

Plaintiff

VS.

BERTRAM A. BUCHANAN and
ROSE BUCHANAN

Defendants

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 8810

ANSWERS TO INTERROGATORIES OF PLAINTIFF

Comes now Earnest A. Clark, and in response to the interrogatories propounded by the Defendants as to each of said interrogatories as respectively set forth and numbered, answers as follows:

1. S. F. Hollinger
2. The contract was between the Plaintiff and the Defendants' prime contractor, S. F. Hollinger. I do not know when or where the Buchanan's and their prime contractor established their contractual relationship.

Earnest A. Clark

Sworn to and subscribed before me this 30th day of July, 1969.

Carol S. Stallings
Notary Public

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 31 day of July, 1969, 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 & NESBIT

By: Harold S. Nesbit

FILED

JUL 31 1969

ALICE J. DUCK

CLERK
REGISTER

Our File No. 69-223

Your File No. _____

Law Offices

E. G. RICKARBY

35 SOUTH SECTION STREET

FAIRHOPE, ALABAMA 36532

CODE 205

Telephone: 928-9836

Mailing Address
P. O. BOX 471

July 25, 1969

8810

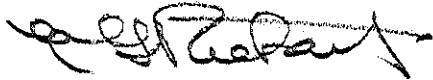
Mrs. Alice J. Duck
Clerk of the Circuit Court
Bay Minette, Alabama 36507

Dear Mrs. Duck:

Inre: Coastal Concrete Company, Inc. versus
Bertram A. and Rose Buchanan

With this we are handing you Pleas and Interrogatories
in Coastal Concrete versus Buchanan. Please process
and am sending copies to Messrs. Wilters & Brantley in
Robertsdale.

Yours very truly,



EGR/jlb

Encl.

cc: Wilters, Brantley & Nesbitt
8-20-69

COASTAL CONCRETE COMPANY, INC.,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
VS.	X	BALDWIN COUNTY, ALABAMA
BERTRAM A. BUCHANAN and	X	AT LAW.
ROSE BUCHANAN,	X	CASE NO. _____
Defendants.	X	

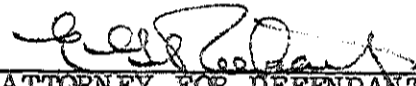
Comes the Defendants BERTRAM A. BUCHANAN and ROSE BUCHANAN and offer the following separate and several pleas to the complaint filed in the above mentioned cause:

1.

Not Guilty.

2.

The Defendant's deny the allegations of each and every count of the Plaintiff's complaint.


ATTORNEY FOR DEFENDANTS

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the opposing party in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in an envelope with adequate postage prepaid thereon and properly addressed.

This 24 day of July, 1969.

E. G. RICKARBY


Attorney for Labean
P. O. Box 471, Fairhope, Ala. 36532

FILED

JUL 28 1969


ALICE J. DUCK CLERK
REGISTER

COASTAL CONCRETE COMPANY, INC.,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
VS.	X	BALDWIN COUNTY, ALABAMA
BERTRAM A. BUCHANAN and	X	AT LAW.
ROSE BUCHANAN,	X	CASE NO. _____
Defendants.	X	

INTERROGATORIES PROPOUNDED BY DEFENDANTS TO PLAINTIFF

QUESTION 1. Who ordered the merchandise, goods and chattels alleged to be sold by the Plaintiff to the Defendant and herein sued on?

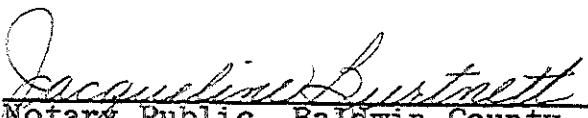
QUESTION 2. Was there any contractual relationship between the Plaintiff and the Defendant? If so, please explain, how, when, where and with whom this contractual relationship was made.


 ATTORNEY FOR DEFENDANTS

STATE OF ALABAMA,
 COUNTY OF BALDWIN.

Before me, the undersigned Notary Public, in and for said County, in said State, personally appeared E. G. RICKARBY, known to me, who being first duly sworn, deposes and says that he is of counsel for the Defendants in the above styled cause; that the answers to the foregoing interrogatories made will be material evidence for the Defendant's in the trial of said cause.

Subscribed and sworn to before me on this the 24 day of July, 1969.

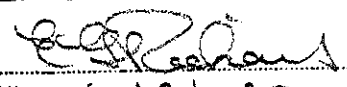

 Notary Public, Baldwin County,
 Alabama.

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the opposing party in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in an envelope with adequate postage prepaid the en and properly addressed.

This 24 day of July, 1969.

E. G. RICKARBY


 Attorney for Defendant
 P. O. Box 471, Fairhope, Ala. 36532

FILED

JUL 28 1969

ALICE J. DUCK, CLERK
 REGISTER

COASTAL CONCRETE COMPANY, INC.

Plaintiff

VS.

Burtram A. Buchanan and
Rose Buchanan

Defendants

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 8810

1.

The Plaintiff claims of the Defendants SEVEN HUNDRED THREE and 72/100 DOLLARS (\$703.72) due from them by account on or about the 2nd day of April, 1969, which sum of money with interest thereon is still unpaid.

2.

The Plaintiff claims of the Defendants SEVEN HUNDRED THREE and 72/100 DOLLARS (\$703.72) due from them for merchandise, goods, and chattels sold by the Plaintiff to the Defendants on or about the 2nd day of April, 1969, which said sum of money with interest thereon is still unpaid.

3.

The Plaintiff claims of the Defendants SEVEN HUNDRED THREE and 72/100 DOLLARS (\$703.72) due by account on or about the 2nd day of April, 1969, which said sum of money with interest thereon is still unpaid, and Plaintiff avers that said account is due for materials furnished by the Plaintiff for and on the credit of Defendants, which materials were used in the construction of buildings or improvements on the following described real estate of the Defendants:

From the Southwest corner of Section 20, Township 6 South, Range 2 East, run East 680 feet to the beginning corner, run thence South 245 feet, run thence West 103 feet, run thence North 245 feet, run thence East 103 feet to point of beginning, said property lying in Section 29, Township 6 South, Range 2 East.

And Plaintiff claims a lien on the said real estate and all improvements thereon, and Plaintiff further avers that Plaintiff has heretofore filed in the Probate Office of Baldwin County, Alabama, a claim of lien, a copy of which is attached hereto and marked Exhibit "A" and made a part hereof by reference, and Plaintiff claims a lien on said real estate to be established in this proceedings, and Plaintiff alleges that the said real estate should be condemned for the satisfaction of said indebtedness and that the same be ordered sold to satisfy said indebtedness.

FILED

JUL 17 1969

ALICE J. DUCK

CLERK
REGISTER

WILTERS, BRANTLEY & NESBIT

BY:

Phyllis S. Nesbit
Attorneys for Plaintiff

STATE OF ALABAMA

BALDWIN COUNTY

COASTAL CONCRETE COMPANY, INC. files this statement in writing, verified by the oath of Ernest A. Clark, who has personal knowledge of the facts herein set forth:

That said Coastal Concrete Company, Inc. claims a lien upon the following property, situated in Baldwin County, Alabama, to-wit:

From the Southwest corner of Section 28, Township 6 South, Range 2 East, run East 680 feet to the beginning corner, run thence South 245 feet, run thence West 103 feet, run thence North 245 feet, run thence East 103 feet to point of beginning, said property lying in Section 29, Township 6 South, Range 2 East.

This lien is claimed, separately and severally, as to both the buildings and improvements thereon, and the said land.

That said lien is claimed to secure the indebtedness of \$703.72 with interest from to-wit, April 2, 1969, for 40 yards 2500# concrete, 5 yards of gravel and 1 bag of cement.

The name of the owner or proprietor of the said property is Burttram A. Buchanan and Rose Buchanan.

COASTAL CONCRETE COMPANY

BY: Ernest A. Clark
Claimant

STATE OF ALABAMA
BALDWIN COUNTY

Before me Carole L. Stallings, a Notary Public, for the County of Baldwin, personally appeared Ernest A. Clark, who being duly sworn doth depose and say: That he has personal knowledge of the facts set forth in the foregoing statement of lien and that the same are true and correct to the best of his knowledge and belief.

Ernest A. Clark

Carole L. Stallings
Notary Public, Baldwin County, Alabama

THIS LIEN MUST BE FILED IN THE PROBATE COURT OF BALDWIN COUNTY IN WHICH THE LAND IS SITUATED.

STATE OF ALABAMA,
BALDWIN COUNTY

I, county that this instrument was filed on

JUL 2 1969

and that no tax was collected. Recorded in

Book 58 Page 110
Judge of Probate

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

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
.....
.....
.....
.....

Burtram A. Buchanan and Rose Buchanan

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.....

...Burtram A. Buchanan and Rose Buchanan....., Defendant.....

by Coastal Concrete Company, Inc.

....., Plaintiff.....

Witness my hand this 17 day of July 19 69

W. R. Ricketts Clerk

24
7-21-69

No. 8810

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Coastal Concrete Co., Inc.

Plaintiffs

vs.

Burtram A. Buchanan and

Rose Buchanan

Defendants

SUMMONS AND COMPLAINT

Filed

FILED

19.69

JUL 17 1969

Clerk

ALICE J. DUCK

CLERK
REGISTER

WILTERS, BRANTLEY & NESBITT

BY:

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Twin Beach Road, Fairhope, Ala.

RECEIVED

Received In Office

JUL 17 19

19.....

Sheriff

I have executed this summons

this 7-21 1969

by leaving a copy with

Burtram A. Buchanan

Rose Buchanan

Sheriff claims 90 140 miles at

Ten Cents per mile Total \$14.00

TAYLOR WILKINS, Sheriff

BY:

Randall
DEPUTY SHERIFF

Taylor Wilkins Sheriff

Roy Randall Deputy Sheriff

Ed Hope