

Newton Brothers, a partnership
composed of W. C. Newton and
R. M. Newton,

Plaintiff

vs.

Robert E. McKinney,

Defendant.)

In the Circuit Court of
Baldwin County, Alabama.

1. The plaintiff claims of the defendant the sum of One Hundred and thirty-three 22/100 Dollars due by account on to wit: January 30th 1916.

2. The plaintiff claims of the defendant the sum of One Hundred and thirty-three 22/100 Dollars on account stated between the plaintiff and the defendant on to wit: January 30th 1916

3. The plaintiff claims of the defendant the sum of One Hundred and thirty-three 22/100 Dollars for merchandise, goods and chattels sold by plaintiff to the defendant on, to wit: January 30th 1916.

Which sums of money with interest thereon are still due and unpaid.

4. The plaintiff claims of the defendant the further sum of One hundred and thirty-three 22/100 Dollars, together with a material mans lien on the property hereinafter described for the payment thereof, for that on to wit: various dates from October 20th 1915 to December 8th 1915, the defendant ordered from the plaintiff certain bills of lumber, aggregating the sum of One Hundred and thirty-three 22/100 Dollars, said lumber having been furnished and used for certain buildings or improvements on the property hereinafter described, or for repairing, altering or beautifying the same, under or by virtue of a contract with the defendant, who was at such time the owner or proprietor of said property. The land abovenreferred to is described as follows: the square acre of land on which the dwelling house recently erected by the defendant is situated, having for its center the center of said dwelling house, the same being a part of that certain lot or parcel of land in Baldwin County, Alabama, and more particularly described as that lot of land in or near the Town of Bay Minette, Alabama, bounded on the North by Dolive Street on the East by Dobson Avenue if continued South, on the South by the Right of way of the Louisville and Nashville Rail-

road and on the West by Stapleton Avenue if continued South to said Louisville and Nashville Right of Way and being the same lot or parcel of land conveyed to the defendant, Robert B. McKinney by Charles Hall and wife by deed executed in 1915.

And Plaintiff avers that on the 22nd day of February 1916, and within four months after said indebtedness had accrued, ^{Plaintiff} ~~he~~ filed in the office of the Judge of Probate of Baldwin County, Alabama, a statement in writing verified by the affidavit of W. C. Newton, one of the members of the partnership of Newton Brothers, containing a just and true account of the demand secured by said lien, after all just credits had been given, the description of the property on which the lien is claimed and the name of the owner thereof.

Wherefore plaintiff asks for a personal judgment against the defendant in the sum of One Hundred and thirty-three 22/100 Dollars with interest from the 30th day of January 1916, and prays that a lien therefor may be established on the above described acre of land with the improvements and buildings thereon, and that said acre of land and the improvements or buildings thereon may be condemned for sale in satisfaction thereof, and the costs of Court in this behalf incurred.



Attorney for plaintiffs

SUMMONS AND COMPLAINT

The State of Alabama { No. _____
Baldwin County

Circuit Court

Fall Term 1916 191

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon Robert E. McKinney

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 him as Defendant.

by Newton Brothers, a partnership composed of W. C. Newton and
R. M. Newton Plaintiff

Witness my hand this 22 day of April 1916
T. C. Roseman Clerk.

COMPLAINT

Plaintiff Versus

The plaintiff claims of the defendant

Dollars due by

Plaintiff's Attorney.

Original

No.

STATE OF ALABAMA,

BALDWIN COUNTY.

CIRCUIT COURT

Newton Brothers

vs.

Plaintiffs

Robert E. McKinney

Defendants

SUMMONS AND COMPLAINT

Filed

191

Clerk

Defendant lives at

Bay Minette, Ala.

Wm. S. Anderson

Plaintiff's Attorney

Defendant's Attorney

Times Print, Bay Minette

Received in office

191

Sheriff

I have executed this Writ

this

191

by leaving a copy of the within summons and complaint with

R. E. McKinney

Sheriff

Deputy Sheriff.

The State of Alabama)
Baldwin County.)

Newton Brothers, a partnership composed of W. C. Newton and R. M. Newton, hereby claim a lien on the following described property, to wit: that certain lot or parcel of land in Baldwin County, Alabama, in or near the town of Bay Minette, Alabama, and more particularly described as that lot of land bounded on the North by Dolive Street on the East by Dobson Avenue if continued South, on the South by the Right of way of the Louisville and Nashville Railroad and on the West by Stapleton Avenue, if continued South to said Louisville and Nashville Right of way, and being the same lot or parcel of land conveyed to Robert E. McKinney by Charles Hall and wife by deed executed in 1915;

before filing this statement in the office of the judge of probate, said Newton Brothers have selected the acre of land in said tract which shall be subject to this lien as the square acre of land on which the dwelling house recently erected on said land is situated, having for its center the center of said dwelling house; said lien is hereby claimed to secure the payment of One Hundred and thirty-three 22/100 Dollars, being the amount due Newton Brothers by Robert E. McKinney for lumber and materials furnished by said Newton Brothers in the construction of said dwelling house or buildings according to the following just and true account:

Robert E. McKinney is the owner of said premises.

Bay Minette, Ala. Jany. 30th 1916.

Robert E. McKinney, Bought of,

Newton Brothers, Manufacturers of Long Leaf Pine Lumber

3 pcs.	6 x 8 x 32	3.84
6 "	6 x 8 x 24	5.76
2 "	6 x 8 x 16	1.28
2 "	6 x 8 x 26	2.08
2 "	6 x 8 x 25	2.00
2 "	6 x 8 x 28	2.24
6 "	6 x 8 x 16	3.84
12 "	4 x 4 x 12	1.92
46 "	2 x 4 x 22	6.68
6 "	2 x 4 x 16	.64
120 "	2 x 4 x 12	9.60
70 "	2 x 4 x 9	4.16
75 "	2 x 4 x 10	5.00
9 "	2 x 8 x 20	2.40
24 "	2 x 8 x 18	5.76
48 "	2 x 8 x 16	10.24
18 "	2 x 8 x 14	3.36
9 "	2 x 8 x 12	1.44
46 "	2 x 5 x 18	6.90
4 "	2 x 5 x 28	.93
4 "	1 x 12 x 18	.72
6 "	1 x 12 x 16	.96
3310 feet	1 x 4	33.10
1625 feet	1 x 10 & 1 x 12 Boards	16.25
2 pcs.	1 x 12 x 12	.32
13142 feet	at \$10. per thousand	\$131.42
300 "	at \$6. " "	1.80
Total amount due Newton Brothers		\$133.22

Newton Brothers

By W. C. Newton

State of Alabama)

Baldwin County.) Before me, W. H. Hawkins, a Notary Public for said County in said State personally appeared W. C. Newton, who after being by me duly sworn deposes and says, that he is a member of the firm of Newton Brothers and personally knows that the above account is just, true and correct after all just credits have been given; that his firm commenced delivering said lumber on or about the 20th day of October 1915, and finished delivering the same on or about the 8th day of December 1915.

Subscribed and sworn to before me this 22nd day of February 1916.

W. H. Hawkins
Notary Public