IN THE CIRCUIT COURT OF DEFENSION COUNTY, ALABAMA BESSEMER DIVISION

WICKES LUMBER COMPANY, a Delware Corporation fka WICKES LUMBER a Division of WICKES COMPANIES, INC.

88 SEP 16 PH 5

Plaintiff,

vs.

CIDCUCTATE ACTION NO. CV 88-359

D & V CONSTRUCTION INC. and DENNIS FULTON aka DENNIS R. FULTON AND VICKI FULTON aka VICKI F. FULTON,

Defendants.

## JUDGMENT

This action coming on to be heard on Plaintiff's application for Default Judgment, the Defendants having been notified of the scheduled hearing on the application and none of the Defendants appearing, and the court taking oral testimony from the Plaintiff,

It is hereby ORDERED, ADJUDGED and DECREED:

of Five Thousand Six Hundred Ninety Two and 50/100 Dollars (\$5,692.50), with interest from the date of the filing of this action at the contract rate of Twenty point four per cent (20.4%) per annum amounting to One Hundred Seventy Four and 99/100 Dollars (\$174.99), for the sum of One Thousand Eight Hundred Ninety Seven and 50/100 Dollars (\$1,897.50) as attorney's fee and that Plaintiff has a lien in the total amount of Seven Thousand Seven Hundred Eighty Four and 99/100 Dollars (\$7,784.99) on the following described real property:

Robert L. Austri

Lot 17 according to survey of Whispering Oaks as recorded in Map Book 24, page 14 Probate Office of Jefferson County, Bessemer Division.

- That this total sum of Seven Thousand Seven Hundred 2. Eighty Four and 99/100 Dollars (\$7,784.99) due and owing to Plaintiff is for materials furnished in the construction of a residential dwelling on the above described real property; that the whole of this property is required for the convenient use and occupation of the residential dwelling; that the aforementioned real property and Defendants interest therein at the commencement of the furnishing of the materials aforesaid are subject to Plaintiff's lien for all of said sum.
- That the Plaintiff may after this judgment becomes final 3. petition the court for the sell of the above described property to satisfy this lien at which time the court shall direct the manner in which the proceeds are to be disbursed.
- That the costs of this action are taxed against the 4. Defendants.

Done and ordered this the

Circuit badge

INSTRUMENT WAS FILED

TOTAL

88 NOV -8 AM 10: 28

J. Komme a Showlen, A. JUDGE OF PROBATE

212 PAGE 895