

BILL OF COMPLAINT.

WILLIAM F. COVER and CARROLL W. COVER,	:	No. 12540 Equity.
partners, trading as	:	
"WILLIAM F. COVER & SON"	:	IN THE CIRCUIT COURT FOR
	:	
vs.	:	FREDERICK COUNTY,
	:	
MILLER CONSTRUCTION COMPANY,	:	IN EQUITY.
a body corporate, of Richmond,	:	
Virginia.	:	

- - - - -0- - - - -

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Bill of Complaint of William F. Cover and Carroll W. Cover, partners trading as "William F. Cover and Son" respectfully represents:

1. That the defendant, Miller Construction Company, is a foreign corporation and is the owner or reputed owner of all that lot of land in Walkersville, in Frederick County, Maryland, being described as the eastern or southern eighty feet of the same lot of land which was conveyed from G. C. Winebrenner and wife, to the Farmers Supply Company of Walkersville, by deed dated on the 24th day of March, 1930, and recorded in Liber No. 331 at folio 247, one of the land records for said Frederick County, said lot having a frontage on the public road leading from Walkersville to Emmitsburg, of eighty feet, and running back from said public road in an easterly or northeasterly direction about four hundred feet to the Pennsylvania Railroad property. The deed conveying said lot of land from the Farmers Supply Company to the defendant, your complainants are advised was executed and delivered to said defendant on or about the first day of June, 1931, but had not yet been recorded.

2. That your complainants contracted and agreed with the defendant to furnish certain lumber and other materials to be used for or about the erection of a frame factory building, having a frontage of forty feet and a depth of eighty feet, and one story of ten feet high in the rear and two stories high in front, said second story to be used as an apartment, and for or about the erection of a frame storage shed in the rear of said factory building having a length of sixteen feet and a width of twelve feet, one story high; both of said buildings have been erected on said lot of land mentioned in the preceeding paragraph and were intended to be used jointly as one enterprise.

3. That in compliance with their said agreement your complainant did furnish the lumber etc., which were used in the erection of said buildings, which said lumber and Materials, together with the prices therefor are set forth in the detailed account in the Mechanics Lien Claim, which is filed herewith as part of this bill of complaint, and marked "Exhibit Mechanics Lien".

4. That as appears from said exhibit there is now due and owing to your complainants from the defendant, a balance of nine hundred, forty and 57/100 dollars (\$940.57), with interest, eight hundred, six and 19/100 dollars of which are charged against the factory building, and the balance of one hundred, thirty-four and 38/100 dollars are charged against the storage shed.

5. That your complainants duly filed their lien claim, in the office of the Clerk of the Circuit Court for Frederick County, as a lien against said buildings, the ground upon which they are erected and so much other ground immediately adjacent thereto and likewise belonging to the owner of said buildings, as may be necessary for the ordinary and useful purposes thereof, which claim contains an accurate description of said property, and sets forth the nature, kind and amounts of materials so furnished and the work done by your complainants for or about the erection of said buildings, and the time when, and the price for which the same were agreed to be furnished and done, and the amount claimed to be due on account of each of said buildings, as appears from the said exhibit filed herewith.

TO THE END THEREFORE,