

Mercer Quarterly Court-

Forest Gash & O.M.Robinson-

Plff's-

Vs- Petition-

E.G.Cunningham-

Dft-

The plaintiffs, Forest Gash & O.M.Robinson, state that in May 1921, a turnpike was built in Mercer County, Ky., from the Lucktow & Fox Creek Pike to the Kirkwood pike; that a subscription to the amount of \$1000.00 was made by the citizens of the vicinity immediately effected for the purpose of aiding in the building of said pike and to induce the Mercer Fiscal Court to appropriate money for the completion of said road, but that before the said Court would make any appropriation for said purpose it exacted and required a bond to secure the payment of said subscriptions. They say that to meet the requirement of said Court in this matter the plaintiffs and defendant E.G.Cunningham and D.B.R.Cunningham executed a bond to the said Court for the amount of said subscription, \$1,000.00. They say that the subscribers failed to the amount of \$325.50 in the payment of said subscriptions and that these plaintiffs made good said amount and that the portion paid by them for the defendant and which should have been paid by him and which they paid for him in order to avoid being sued for said amount was \$108.50 and that said amount bears interest from Jan 1, 1927, until paid, as he paid his part of the interest upto said time. They say defendant is indebted to them in said amount as setout above and they are entitled to recover of him said amount paid by them for him.

Wherefore, plaintiffs pray for a judgment against the defendant in the sum of \$108.50 and interest thereon from January 1, 1927, until paid and all the costs of this action.

R.L. Black
Att'y- For Plff's-