

Mercer Quarterly Court.

R. N. Teater

Plff

-v- Answer

Walter Martin

Deft

Still reserving the right to plead orally, the defendant for ~~xxxxxx~~ statement of facts on which his defense is founded, admits the work charged in the account was done for him by the plff, but he states that he has settled with the plff in full for the first two items in the account, one of \$12 the other of \$11 and paid him in full for the same, long prior to the bringing of this suit. He says that he still owes the plff \$2 which he has at all times been ready and willing to pay him but no bill thereof has ever been presented to him; that on Sept. 7, 1914 he tendered to the Plff \$5 in legal tender ~~sixthe~~ to apply on said account, ~~xxxxxx~~ and the costs to that date, but the plff refused to accept the same, and he now comes and pays said \$5 in legal tender in to Court and again offers it to the Plff, and offers to confess judgment for \$2.00 and costs up to Sept. 7, 1914.

Wherefore he prays to be dismissed with his costs from Sept. 7, 1914 to date.

C.E. Rankin, Atty for Deft.