

Mercer Quarterly Court.

The J.C. Vanarsdell Company,

Plaintiff.

--VS-- Petition in Equity.

Ezra Curtsinger,

Defendant.

Plaintiff The J.C. Vanarsdell Company states that it is a corporation duly and legally incorporated under the laws of the State of Kentucky, empowered to contract and be contracted with to sue and be sued.

Plaintiff states that the defendant is indebted to it in the sum of One Hundred and Thirty Nine Dollars and Fifty Three Cents with 6% interest thereon from the 20th, day of March, 1920 till paid, evidenced by the certain promissory note of the defendant which he executed and delivered to the plaintiff and by the terms of which he promised and agreed to pay plaintiff the said sum of \$139.53, nine months after March, 20th, 1920 and bearing six per cent per annum interest from date until paid; plaintiff says that said note is just and long past due and that it has demanded payment of same, but that defendant has failed and refused to pay same. Plaintiff says that at the time the defendant executed said note and to secure the payment of same he executed and delivered to plaintiff a mortgage on the following described personal property, Viz:

One bay mare about 16 hands high, small star in forehead 7 years old; one brown mare about 15 hands high, bald face, five years old; one full leather top buggy, Allbrand make, rubber tire and black in color; plaintiff says that the time of the execution of said mortgage the said property was located in Washington County, Kentucky, but that same is now located in Mercer County, Kentucky; plaintiff says that said mortgage was duly acknowledged by the defendant and is now of record in the office of the Clerk of the Washington County Clerk in Mortgage Book 7 and at page 166 and it files said note and mortgage herewith as a part hereof marked "A" and "B".

Plaintiff says that by reason of said mortgage it has a first and