

STATE OF KENTUCKY) Sct.
County of Mercer

IN THE MERCER QUARTERLY COURT

August Term, 1923

George Harmon,

Plaintiff,

vs.

Charley McGinnis,

Defendants

} ANSWER and CROSS-PETITION

Comes the defendant, Charley McGinnis, and, without waiving his demurrer and motion filed herein, for his answer denies that the decedent, J. J. McGinnis; alias, Jesse McGinnis, on the 22nd day of December, 1910, or at any other time, or at all, executed and delivered to the plaintiff the note sued on in this action, for the sum of \$116.70 otherwise than as surety thereon for the said Custis McGinnis,
WHEREFORE, etc.

Paragraph 2,- The plaintiff, Charley McGinnis, still pleading and relying on paragraph one herein for other and further defense to this action and the said petition, states, that his father, the deceased J. J. McGinnis, or Jesse McGinnis, executed and delivered the note sued on herein as surety for the ~~the~~ said Custis McGinnis, as an accommodation and without receiving value therefor, and that the execution and delivery of said note as aforesaid was made more than seven years ago, and not within the seven years last past.

WHEREFORE, the defendant, Charley McGinnis, pleads and relies on the Statute of limitations in such cases made and provided, and prays to be dismissed hence, with his costs and for all proper relief.

John W. Smith