

Mercer Quarterly Court.

Alex Weldon

Plff.

-v- Answer and counter-claim.

Calloway Nance

Deft

Defendant without waiving his right to plead orally herein, denies that the work charged in the account was of the value of any sum more than \$4.00.

For further answer and counter-claim, he states that the defendant Plaintiff is indebted to him for a balance due on account for pasture Jan 1, 1861910 1908 the sum of \$5.50; that the plff is further indebted to him the sum of \$5.00 for a pistol sold and delivered to him in the year 1908x 1910 at the agreed price of \$5.00; that it was part of the contract of sale of said pistol that plff was to pay for the same in work at fixing pumps, and that he was to charge only \$1.00 for each pump repaired; that the work charged in the account sued on was done under this contract, and was by agreement with the plff credited on the account for the pistol, leaving due the Deft \$1 and \$5.50; that plff has repeatedly recognized said account and agreed to pay the same within the last five years,

Wherefore he prays judgment for \$6.50 and costs.

C.E. Rankin Atty.