

MERCER QUARTERLY COURT

W.T. DURR, CURRY MARKSBERRY
ETHEL COMMINGO, doing business
under firm name and style of
MERCER GARAGE & WELDING CO.,

PLAINTIFFS

VS- Petition

EZRA PATTERSON,

DEFENDANT

Plaintiffs Mercer Garage & Welding Co. a partnership composed of W.T. Durr, Curry Marksberry and Ethel Commingo state that they are engaged in general garage business with principle place of business in Harrodsburg, Mercer County, Kentucky; that between the date of December 4th and December 8th 1925 and plaintiff at instance and request of defendant sold and delivered said defendant automobile tires and tubes for use a upon Chevrolet Truck the license number which is T-104145 for which the defendant agreed and promised to pay the sum of \$70.50. Plaintiff states that of this amount the sum of \$34.00 has been paid thereon leaving a balance due of \$35.50 which amount is due and unpaid.

Plaintiff states that this is an action upon a contract being a contract to pay money for automobile tires and tubes furnished to defendant; that they believe they ought to recover the sum of \$36.50; that said amount is just, that defendant has no property in this State subject to execution or not enough to satisfy and pay said indebted and the collection of the demand will be endangered by delay in obtaining judgement and return of no property found.