

Cogar Grain, Coal &amp; Feed Company,

Plaintiff,

Vs.

Affidavit

Robert Mitchell,

Defendant.

The affiant, E. R. Dillehay, states that he is manager of the Cogar Grain, Coal and Feed Company, a corporation created and organized under the laws of the State of Kentucky, with principal office and place of business at Harrodsburg, in said State; that said corporation is authorized to sue and be sued, contract and be contracted with, and to conduct generally the business of dealing in Coal, Grain and Feed under and by its corporate name of Cogar Coal, grain and feed Company; and that Banks Hudson, of Danville Kentucky, is president and highest officer of said Company, but that he is absent from Mercer County, and that this affiant is the highest officer of said company in Mercer County.

Affiant states that the defendant, Robert Mitchell, is indebted to the plaintiff, Cogar Coal, Grain and Feed Company in the sum of \$34.63, which is evidenced by the check of said defendant drawn on the Mercer National Bank of Harrodsburg, Kentucky, which check was given to the plaintiff in payment for goods, wares and merchandise, sold and delivered by the said plaintiff to the defendant at said defendant's special instance and request, and which check, when presented to said bank for payment was returned to said plaintiff, payment of the amount thereof having been refused because said defendant did not have sufficient funds in said bank for payment of the amount thereof. He states that the said amount is just, due and owing the said plaintiff, and has been due since June 25, 1920, and that said plaintiff is entitled to interest on said amount from July 1, 1920. He states that the said defendant has no property in this State subject to execution, or not enough thereof to satisfy the plaintiff's demand, and that the collection of the demand will be endangered by delay in obtaining judgment or a