

Mercer Circuit Court.

E. Gardner

Plaintiff

-v- Judgment.

Rue & Curry et als

Defendants.

This cause is now submitted to the Court upon the pleadings proof and exhibits for its final judgment; and the Court being advised is of opinion and so adjudges that the Plaintiff has manifested no right to the relief sought in his petition herein, and it is ordered that said Petition be, and it is hereby, dismissed. The Court further adjudges that the defendants, upon the counter-claim have manifested no right to the relief sought in said counter-claim and said counter-claim is now dismissed. Defendants Rue & Curry and D. N. Rue will recover of Plff their costs by the Court. To the ruling of the Court in dismissing the counterclaim the defendants object and pray an appeal to the Court of Appeals which is granted. To the ruling of the Court in dismissing his petition the defendant objects and excepts and prays an appeal to the Court of Appeals which is granted, and time is given him until the third day of the next May term of this Court to prepare and tender his bill of exceptions herein.