

Mercer Quarterly Court

H. C. Terhune

Plaintiff

-v-

Answer-counter-claim and cross-petition of W. D. Sparrow

Sam Turner

Defendants

Comes now W. D. Sparrow who having been made a defendant herein and called upon to assert his interest in or claim on the fund in the hands of the garnishee and says;

That on March 3, 1923 the defendant Sam Turner in writing, assigned the P. C. representing the tobacco and funds in controversy to this defendant in the form of an assignment and order to and on Burley Tobacco Growers Cooperative Association; said order and assigned was duly accepted by said association in writing on March 10, 1923 and the original writing will be made a part hereof if required by the Court.

He states that prior to the assignment to this debt there was a lien on said funds to State Bank & Trust Co of Harrodsburg, Ky for \$175.00 and for \$309.00 with interest from Jan 1, 1923 until paid.

He states that the consideration of said assignment was the payment of an indebtedness to this ~~plaintiff's debt~~ debt in the sum of \$ which amount was and is largely more than the funds in controversy.

Wherefore he makes this pleading a counter-claim against the Plaintiff and a cross-petition against debt Sam Turner and prays that he be adjudged the whole of the proceeds of said tobacco and said fund and that all orders entered herein before he was before the Court be held void and ineffective as to this debt. He prays for all legal and equitable relief and for his costs.

W. D. Sparrow