

Mercer Quarterly Court.

H.C.Terhune, Plff.

vs. Reply to Answer of Burley Tobacco Growers Co-operative Assn.

Sam Turner, Dft.

The Plaintiff for reply herein to answer of garnishee, Burley Tobacco Growers Co-operative Association, says it denies ~~that on March 10, 1923, or any other date, Defendant Sam Turner assigned to W.D. Sparrow the balance of his interest, in the proceeds from the sale of said tobacco co, the same attached in this action. Plaintiff says that if any such assignment was made by Defendant Turner to W.D. Sparrow, it was without consideration and for the purpose of defrauding Plaintiff in the collection of his debt, therefore void and of no effect.~~ that on Mch.10,1923, or any other date, Defendant Sam Turner assigned to W.D. Sparrow the balance of his interest, in the proceeds from the sale of said tobacco co, the same attached in this action. Plaintiff says that if any such assignment was made by Defendant Turner to W.D. Sparrow, it was without consideration and for the purpose of defrauding Plaintiff in the collection of his debt, therefore void and of no effect.

Wherefore, Plaintiff prays that W.D. Sparrow be made a party Defendant herein and that a summons be issued for him to appear in this action and set up his claim under oath, and show cause, if any he has, why his alleged claim should not be dismissed. Plaintiff prays for all proper relief.

J.F.Van Arsdall, Atty. for Plff.