

Mercer Quarterly Court

Farmers Bank of Salvisa, By &c

Plaintiffs

-v- Amended Petition

A. L. Burrus
J. M. Burrus
Burley ~~Coop~~ TOBacco Growers
Cooperative Association

Defendants

The Plaintiff comes and for amended petition says that while insolvent on Nov. 7, 1922, or about that time the defendant A. L. Burrus by mortgage of that date conveyed and transferred to the defendant J. M. Burrus his 1922 crop of tobacco which was pooled with the defendant association and also transferred to him a bunch of sheep, a cream separator and other personality; that said transfer and mortgage was given for the purpose of securing the payment of a pre-existing debt and with the intent and purpose to prefer J. M. Burrus as a creditor over and above other creditors of said A. L. Burrus; that by so doing in legal meaning the defendant has assigned all his property for the benefit of creditors and the plaintiff so insists and charges.

Wherefore the plaintiff makes J. M. Burrus a party defendant; also makes said Association a defendant, asks for process against them herein; that the property be administered as an assigned estate and the proceeds thereof held by the Association until this case is decided then paid into the Court for division equitable among the creditors of said A. L. Burrus. It prays generally for costs and for all proper relief.

Chaukin
Atty for the Plaintiff