

Mercer Quarterly Court-

ALBERT LAWSON-

PLIFF-

VS- PETITION-

TILDEN CLARK-

DEFT-

BLACK-

1909 May 12th

Feed

Ben O. Allen

James

Wit: Charles D.
vine John Taylor
Moley M. Taylor
Dad Leonard

the plaintiff, Albert Lawson, states that on or about
the 1st day of May, 1909, he placed his horse in the hands of
a black mare 6 years of age for a sorrel horse about 4
years of age -- he delivered the black mare to the said Clark and received
in exchange therefor a sorrel horse. He says that at the time of the
exchange as aforesaid and as an inducement to him made by the
said Clark stated and represented to him that the
said sorrel horse was sound and a good worker and that he believed said
horse and representation and relied thereon in making said trade and
would not have traded and exchanged said horses but for his belief in and
reliance on said statement and representation. He says that said repre-
sentation and statement was false and fraudulent and untrue and as a result
to the defendant at the time it was so made to him. He says that said
horse is not sound and is not a good worker and practically worthless to
this plaintiff and that by reason of said false and fraudulent representa-
tions and statements and the trade made by reason thereof he is damaged
in the sum of \$25.00. He says, however, that by reason of said false and
fraudulent statements and representations the title to the said black mare
did not pass to the said Tilden Clark, but remains and is in this plain-
tiff and he desires an order of delivery therefor.
Wherefore plaintiff prays for a judgment against the de-
fendant for a delivery of said horse to this plaintiff and that if this
can not be done then he prays for a judgment for the value of said horse
which is \$25.00. He prays for all the costs of this action.

Subscribed and sworn to before me by Albert Lawson, 1909.