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NEW RICHMOND CORPORATION

NUMBER 489342 DIVISION



VERSUS

19<sup>TH</sup> JUDICIAL DISTRICT COURT

PARISH OF EAST BATON ROUGE

WALTER A. BENNETTI

STATE OF LOUISIANA

COST OK Amt. 180<sup>00</sup>

APR - 1 1999

PETITION TO ENFORCE MORTGAGE ON IMMOVABLE PROPERTY  
BY EXECUTORY PROCESS WITH NOTICE TO PAY

BY [Signature]  
DY. CLERK OF COURT

The petition of New Richmond Corporation, a domestic corporation domiciled in East Baton Rouge Parish, Louisiana, with respect represents that:

1.

Walter A. Bennetti, of the full age of majority and domiciled in Iberia Parish, is indebted unto petitioner in the full sum of \$321,234.36, together with interest to accrue on the unpaid principal balance at the rate of 8% per annum from February 1, 1999 until paid, for an additional sum of 25% on both principal and interest as attorney fees, and for all costs of these proceedings, for the following, to-wit:

2.

Petitioner is the holder and owner of an installment note executed by defendant, dated December 30, 1998, payable to the order of "BEARER", in the principal sum of \$320,000.00, payable in 11 monthly installments, beginning February 28, 1999 and monthly thereafter; which note provides that failure to pay any installment when due shall mature same in its entirety; further provides for the payment of 25% additional on both principal and interest as attorney fees in the event it is in default and is placed in the hands of an attorney for collection; which note is attached hereto and made a part hereof.

3.

Said note has matured for failure to pay the installment due and payable on February 28, 1999, and all subsequent installments, and, after allowing a credit for all payments made, there remains on said note, an unpaid principal balance of \$321,234.36, which, together with interest and attorney fees as aforesaid, is due and exigible.

4.

Under the provisions of the Louisiana Consumer Credit Law, petitioner is entitled to recover from the defendant interest at the rate of 8% per annum from February 1, 1999 until paid.

REC'D C.P.  
APR 01 1999