

NOT DESIGNATED FOR PUBLICATION

**STATE OF LOUISIANA
COURT OF APPEAL, THIRD CIRCUIT**

05-783

JOANN NELSON AND WAYNE NELSON

VERSUS

WILLIAM AND BARBARA BUDEMER, ET AL.

**APPEAL FROM THE
THIRTY-FIFTH JUDICIAL DISTRICT COURT
PARISH OF GRANT, NO. 14,130
HONORABLE ALLEN A. KRAKE, DISTRICT JUDGE**

**ELIZABETH A. PICKETT
JUDGE**

Court composed of Sylvia R. Cooks, Glenn B. Gremillion, and Elizabeth A. Pickett, Judges.

AFFIRMED.

Cooks, J., dissents and assigns written reasons.

DeWitt T. Methvin, Jr.

Attorney at Law

P. O. Box 1871

Alexandria, LA 71309

(318) 448-1632

Counsel for Defendant-Appellee:

State Farm Fire & Casualty Co.

William and Barbara Budemer d/b/a Budemer's Grocery

David Carlton McMillin
Watson, Mc Millian, & Harrison, L.L.P.
P. O. Box 14415
Monroe, LA 71207
(318) 322-9700
Counsel for Plaintiff-Appellant:
JoAnn Nelson
Wayne Nelson