

Suit for damages for
changing course of
river caused
by blasting.

1010

VIII.

BREATHITT CIRCUIT COURT.

JOHN A. HADDIX

PLAINTIFF.

VSE- MEMORANDUM.

L. & E. AND LANE BROS.

DEFENDANTS.

File #1010 (B.R.J.)

Aug. 13th, 1912.

Copy of petition in file, but no answer. Steps show that on May 28th, 1912, Lane Bros. filed separate answer and on the same date the order, taking the petition for confessed, was set aside.

There is a map in the file, and Mr. Peyton, in his letter of June, 10th, says that Mr. Werness suggests the name of Williard and Jim Harris of Lost Creek, as witnesses for defendant, together with Werness and Mr. Justice.

It seems that no answer has been filed by the L. & E.

This is a suit for \$1200.00 for damages caused, as he alleges, by the Railroad Company blasting rocks into the river, filling it up on one side and thus widening or increasing the stream on the opposite side so as to injure his land.

Werness - may have to settle.