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70th YEAR.--NO. 50

HONESDALE, WAYNE CO., PA., FRIDAY, JUNE 21, 1912.

PRICE 2 CENTS

## COURT MATTERS OF THE WEEK

After disposing of the case of Hoff vs. Bond the case of Mamert Walentynowicz vs. Minnie Allen and William Allen, Searle & Salmon, of this place represented the plaintiff, assisted by Attorney Gardiner, of Forest City. The defense had no testimony to offer and the case went to the jury without trial. They took a vote in favor of the defendant. The action grew out of the transfer of a deed for land in which there was a mention of fifty and one-fourth acres, consideration \$500, and the same to have been made by verbal representations before the time of the delivery that said land contained fifty and one-fourth acres. Plaintiff was induced to buy the land. A survey of the land was found to contain but twenty-six acres and the paramount title of twenty-four acres of land was in other persons than in the hands of the defendants, wherefore the plaintiff was unable to purchase them. Damages were laid at \$264, with interest from July 28, 1904.

On Tuesday afternoon the case in assumption of Charles Theobald vs. Wm. J. Rumble, in which plaintiff claims a judgment of \$33.20, began. Attorney Peter H. Hoff for plaintiff and Attorney P. P. Kimble for defendant. Defendant admitted that he owed plaintiff \$10.00 and tendered payment along with the costs. Tender was refused. The case is another instance where the Court of Common Pleas of Wayne county is being used to settle petty disputes which never ought to have passed the justice court.

The jury in the case of Charles Theobald vs. Wm. J. Rumble, not assumpt, gave judgment of \$5.30 in favor of the plaintiff, having come in when court opened Wednesday morning.

On Wednesday morning the case of William Ives vs. C. A. Cortright & Son was settled by the jury giving plaintiff judgment of \$130. The case had been pending settlement and Charles McCarty, attorney for Ives, put E. H. Cortright on the stand, who testified that he owed plaintiff the sum of \$130, which was given. Plaintiff originally claimed \$142.50. The jury were H. L. Butler, Lake; Wesley Decker, Hawley; Thomas Flynn, Buckingham; C. Gardner, Scott; H. L. Hartford, Sterling; Stanley H. Hines, Preston; James Johns, Bethany; John Jordan, Paupack; Adam Knorr, Oregon; W. P. Schenck, Texas; N. O. Walker, Clinton; J. C. Wittig, So. Canaan.

The case of C. A. Cortright and E. H. Cortright vs. F. W. Kreiner and W. H. Kreiner, composing firm of Kreiner Bros., the Wayne Concrete Supply and Construction Co., and Edward Pierce and Eugene Baker, composing firm of Pierce & Baker, was put on this morning; jury empaneled and first witness called. The first witness was E. H. Cortright. Mumford and Greene, attorneys for plaintiff; Kimble, Lee, Simons and McCarty, attorneys for defense.

The case of the Hancock Crushed and Building Stone Co. vs. the New York, Ontario & Western Railroad Co., in which plaintiff claimed judgment of \$20,000, was continued until next term of court.

The case of the Ensign Lumber Co. vs. C. A. Cortright & Son was settled out of court by defendant paying the claim made by plaintiff, for the balance of an account for lumber.

This week will close the June term of court without any rush work on anybody. Many of the cases have been continued over to the next term of court. Those continued are: Jacob P. Klausner vs. Frank De Braum, trespass; Ezra Sellick vs. Frank De Bruen and Martin De Bruen, defendant's appeal in assumpsit; Fred R. Holbert vs. Bertie Hadaway and Milke Hadaway, assumpsit; Emma Conley vs. Kate McKanna, defendant's appeal from assumpsit; John Carey vs. Township of Buckingham, trespass; James Nagle vs. Lake Lodge Improvement Co., trespass; Edwin L. Thomas vs. W. M. Norton, executor of the last will and testament of Mary R. Thomas, assumpsit; John Silvea and Jacob Howanec vs. Frank Kelsey and Raphael Kelsey, his wife, trespass.

## ARLINGTON.

(Special to The Citizen.)

Arlington, June 20. Mr. and Mrs. George Bidwell and family, of New York city, are spending their vacation at the home of Mr. and Mrs. J. L. Noble.

Mrs. Weldon and two children, of Limesburg, Conn., are visiting her parents, Mr. and Mrs. J. W. Bidwell.

Mr. and Mrs. Armstrong of South Canaan, spent Sunday with Miss G. E. Bidwell.

Homer Bidwell of Scranton, also spent Sunday with his parents, Mr. and Mrs. D. W. Bidwell.

Mrs. G. F. Rollison opened her summer cottage last week.

Mr. and Mrs. James Stevenson of Hawley spent last Tuesday with Mr. and Mrs. F. E. Carlton.

The Arlington creamery is running almost at full capacity. It paid 28 cents a pound for butter fat for May.

Don't forget the picnic at Lakeville on July Fourth.

The Children's Day exercises held in the M. E. church Sunday evening were very good.

Mrs. F. Newburger and child of Jeffersonville, have returned to their home after an extended visit at the home of her brother, B. H. Dittich, here.

## DEATH OF A. T. BRYANT SHOCKS COMMUNITY

Dies Suddenly of Heart Trouble on Wednesday—One of Honesdale's Best-Known Citizens.

The sudden death of Albert T. Bryant, Wednesday noon, was a severe shock to the community. Mr. Bryant had been in his usual health of late, displaying no symptoms of illness. Wednesday morning and up to the time of the last few moments of his life, Mr. Bryant was engaged in his daily pursuits. Death was probably due to over-exertion as he had worked hard all morning cultivating potatoes on the farm owned jointly by J. B. Robinson and himself, which is located just north of the borough line. Mr. Bryant and Fred Weniger were engaged in banking potatoes. Mr. Bryant having guided the cultivator, while Mr. Weniger led the horse. At different times Fred says he told Mr. Bryant that he did not have to keep his hands on the cultivator, that he could drive and cultivate at the same time, but he claims Mr. Bryant preferred to do it.

About 11 o'clock, or shortly afterwards, the task was completed and Mr. Bryant directed Mr. Weniger to harrow some new plowed ground where he intended to set out cabbage plants. After each drinking freely of spring water Fred went in the direction of the plot, while Mr. Bryant went to the henery. He mixed the feed for the chickens and had collected the eggs and went to the house on the property, which is occupied by Mr. and Mrs. Henry Palmer. He was taken violently ill shortly after entering the house and laid upon a couch. Mrs. Palmer and Mrs. Baumann, who were home, administered camphor and did all in their power to help Mr. Bryant. They then called Mr. Weniger who bathed his head and rubbed his wrists. Fred asked Mr. Bryant what was the trouble and he replied, "Only a bad spell." Mrs. Bryant and Dr. P. W. Powell were then summoned and shortly arrived at his side. Dr. Powell gave the sick man medicine for his heart, but despite all loving hands could do, the soul of our dear and highly esteemed brother departed at 12:15.

Albert T. Bryant was born in Oregon township, November 12, 1857. He was a son of the late Jonathan H. and Mary A. (Scambler) Bryant and lived with his parents in that township until early manhood, when he moved to Dyberry. His wife, by whom he is survived, was Miss Carrie Yerkes. The following brothers and sisters also survive: Mrs. Frank M. Robinson and Fred Bryant, Honesdale; Mrs. Theodore P. Wall, of Hawley; Mrs. W. H. Crocker and Berton Bryant, both of Calkins; George, of Scranton; and Otis, of Girland. Mr. Bryant's death is the first to occur in a family of eight children.

There was no better known man in Honesdale and vicinity than Albert T. Bryant. He was everybody's friend and always had a pleasant smile and a jovial word for the people he met. His life was one of sunshine. He was well thought of in Honesdale and vicinity and his absence will not only be missed by his only immediate relatives, but by a large concourse of friends with whom he came in daily contact. He was a man that was the same every day and was a good mixer. For 15 years he was the Honesdale representative of the Prudential Life insurance company, part of the time serving as assistant superintendent of this district. Of late he represented the Westchester, Royal Exchange and Atlas Fire Insurance companies, having a desk in the office of J. Benham Robinson. During the long period of years in which Mr. Bryant was in the insurance business he visited many homes and wherever he went he always scattered sunshine. Last September the deceased and J. B. Robinson jointly purchased a few acres of land above Honesdale to which Mr. Bryant devoted a great deal of his time.

Mr. Bryant has been connected with the Methodist church since boyhood days and at the time of his death was a steward in the Central Methodist Episcopal church, being a consistent Christian of the same during his residence in Honesdale.

His late pastor, Rev. W. H. Hiller, will conduct the funeral services which will be held at the house Saturday morning at 11 o'clock.

Mr. Bryant's four brothers, Fred, Otis, George and Berton, P. M. Robinson and John Yerkes will bear the remains of their departed brother to their final resting place.

Mr. Bryant was a life-long Republican.

## TEACHERS' LEAGUE.

The annual convention of the State Teachers' League will be held in the auditorium of the school department in the Capitol Building at Harrisburg, Wednesday and Thursday, June 26 and 27. Sessions: Wednesday, 10 a. m.—Round Table.

Wednesday, 2 p. m.—Discussion of Proposed Legislation.

Old and new business.

Wednesday, 8 p. m.—President's address. Account of work done in local leagues by delegates from Erie, Johnstown, Williamsport, Wilkes-Barre and other places.

Place of evening meeting to be decided at morning session.

Thursday, 9 a. m.—Election of officers. Miscellaneous business.

Will your League be represented? Katherine Longshore, Pres.

Hazleton, Pa.

S. A. McMullen, superintendent of the Honesdale Consolidated Water company, was in the Metropolis on business a few days this week.

## ROOSEVELT RELEASES HIS DELEGATES, FLINN RESIGNS FROM NEW NATIONAL COMMITTEE

Claims to Have Had a Quarrel with Roosevelt --Teddy Says He Intends Starting a New Party--Demand for Dark Horse Growing--Governor Hadley, of Missouri, Favored--Alabama Gives Taft Two Delegates.

(Special to The Citizen.)

Chicago, June 20.—The convention opened to-day at 12:02 and on credentials, two delegates from Alabama were admitted for President Taft. The convention then adjourned until 4 o'clock.

Senator William Flinn, of Pittsburgh, has resigned as Pennsylvania member of the new National committee. It was rumored in the convention that Flinn has quit Roosevelt owing to a quarrel that he had with him.

Theodore Roosevelt released all his delegates to-day and made the following statement, which he distributed among the delegates:

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"The time has come when I feel that I must make certain statements, not merely to honestly elected members of the Republican National convention but to the rank and file of the Republican party and to the honest people of the entire nation. I went into this fight for certain principles. At the moment, I can only serve these principles by continuing to bear the personal responsibility which their advocacy has brought me."  
(Signed),  
"Theodore Roosevelt."  
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(Special to The Citizen.)

Chicago, June 20.—The demand for a third candidate by the elimination of both Taft and Roosevelt from consideration by the National Republican convention started early to-day, is growing by leaps and bounds.

The delegates are openly demanding that both Taft and Roosevelt managers withdraw their men and let the convention name a candidate on whom all could unite.

The leaders are standing pat. One of a half dozen prominent Roosevelt leaders went to a Taft representative who is in position to speak for the President, and asked whether they could pull the vote of their force off the Roosevelt bandwagon; the Taft men would do the same. The leader was told that on the face of the situation as it now exists, this is impossible. The refusal, however, was not definite and the Roosevelt leader was asked to be prepared to renew it later in the day.

Congressman S. E. Payne, one of the Taft leaders of New York state, admitted that he had heard talk of compromise.

Taft and Roosevelt may quit. Roosevelt has released all delegates. He told them they can quit or vote for him. He says he intends starting a new party.

## ANGELS' SODALITY SOCIETY.

In St. John's church last Sunday afternoon at 2 o'clock Father O'Toole organized an Angels' Sodality Society composed of girls between the ages of 7 and 16 years.

The object of this society is to unite, in acts of piety, children who have made their first holy communion, and by a regular attendance at the sacraments, as well as by the public recitation of several psalms and prayers, they may, when they arrive at the proper age, be qualified to become edifying members of the Sodality of the Blessed Virgin Mary.

The rules used by the Blessed Virgin's Sodality and for the most part, adopted by the Angels' Sodality. The office book to be used by the society has been arranged with exercises of piety for the children of St. John's church, Honesdale, with the permission of Rt. Rev. M. J. Hoban, D. D., Bishop of Scranton, who carefully examined the proof sheets before the book was printed. The book was printed by the Citizen Publishing Company.

Dorothy Shanley was elected secretary, and Catherine Bishop assistant secretary. The Rector is spiritual director. The following names were enrolled:

Dorothy Shanley, Alice Mullen, Theresa Mangan, Adelaide Murtha, Frances Higgins, Clare Dunn, Marjorie Ward, Mary Bell, Stella Schwenker, Marguerite Igo, Marion Connolly, Helen Groves, Frances Cauffield, Mildred Murray, Helen Dunn, Bernetta Canivan, Agatha Lowe, Anna Mullen, Evelyn Cauffield, May McCabe, Nellie McCabe, Monica Bracey, Marion Eberhardt, Kathryn Bishop, Elizabeth O'Hea, Lillian O'Brien, Edna Baker, Agnes Reidron, Mary Kilgallon, Anna Van Driessen, Hilda Smith, Myrtha Turman, Audrey Kane, Helen Murray, Clotilde O'Connell, Alice Murtha, Agnes May, Esther McGinnis, Camilla Connolly, Rose Donnelly, Frances Reidron, Harriet Murtha, Helen Buckley, Elizabeth Witzel, Madeline Leibig, Janet Canivan, Agnes Mullen, Mary Mullen, Mary Buckley, Margaret McGraw, Alice Bracey, Marion Igo, Elizabeth Butler, Isabel Canivan, Anita Clark, Julia McGinnis, Alice May, Carmel Smith.

W. F. Suydam, of Paterson, N. J., is spending a few days in Honesdale.

## WAY THEY VOTED FOR CHAIRMANSHIP.

Chicago, June 20.—The vote by states on Senator Root and Governor McGovern for the temporary chairmanship of the Republican national convention Tuesday afternoon was as follows:

State	Root	McGovern
Alabama	22	2
Arizona	6	0
Arkansas	17	1
California	2	24
Colorado	12	0
Connecticut	14	0
Delaware	6	0
Florida	13	0
Georgia	22	6
Idaho	0	8
Illinois	9	49
Indiana	20	10
Iowa	16	10
Kansas	2	18
Kentucky	23	3
Louisiana	20	0
Maine	0	12
Maryland	8	2
Massachusetts	18	18
Michigan	19	10
Minnesota	0	24
Mississippi	16	4
Missouri	16	20
Montana	8	0
Nebraska	0	16
Nevada	6	0
New Hampshire	8	0
New Jersey	0	28
New Mexico	6	2
New York	78	13
North Carolina	3	21
North Dakota	0	9
Ohio	14	34
Oklahoma	4	16
Oregon	3	6
Pennsylvania	12	64
Rhode Island	10	0
South Carolina	11	7
South Dakota	0	10
Tennessee	23	1
Texas	31	8
Utah	7	1
Vermont	6	2
Virginia	22	0
Washington	14	0
West Virginia	0	16
Wisconsin	0	12
Wyoming	6	0
Alaska	2	0
District of Columbia	2	0
Philippines	2	0
Porto Rico	2	0
Hawaii	0	6
Total	558	502
Scattering	14	

Four delegates did not vote among them Senator Root and Senator Gronna of North Dakota, who received one vote.

W. S. Lauder, of North Dakota, received nine votes and W. L. Houser, of Wisconsin, four.

## CHURCH NOTES.

### Grace Episcopal Church.

Grace Episcopal church, Sunday, June 23, services at 10:30 a. m., and 7:30 p. m. Sunday school at 12 o'clock.

There will be service at Christ church, Indian Orchard, Sunday, June 23, 10:30 a. m.; Sunday school 11:30.

There will be Episcopal service in the White Mills church, Sunday, June 23, 3:15 p. m.

### Presbyterian Church.

Dr. Swift will speak Sunday morning on "Steadfastness." At the 5 o'clock Vesper service there will be special music by a large choir and Rev. C. M. Miller will speak on "The Lutheran Church." All are welcome.

## HEALTHY CHILDREN.

Build up your child's vitality if you wish him to become a healthy man. Frequently, illness in after life can be traced to a sickly infancy. The worst cases of tuberculosis are believed by many to be those contracted in childhood.

Therefore don't handicap your child's career by exposing him to disease. Never take the baby to the theatre, to moving pictures shows, to funerals or anywhere crowds gather. Colds, pneumonia, bronchitis and tuberculosis are to be found in such places. Crowds are responsible for the spread of epidemics of grippe and similar diseases, which are more dangerous to the infant than to the adult.

Keep the child out of doors at every opportunity. In winter when the sun shines and in summer as much as possible both day and night. Most people dress children too warmly. In summer, of course, the less a child wears the better off he is.

The idea that the street child is healthy is untrue. Don't allow your child to play in alleys or near dump heaps. Fresh air, cleanliness and out of door life are what the child ought to have if he is to develop into a healthy man.—Karl de Schweinitz, Executive Secretary, Pennsylvania Society for the Prevention of Tuberculosis.

L. Hilkowich, of New York city, spent Wednesday in town.

## DAMASCUS TOWNSHIP MUST PAY \$107.30

For Loss of Horse Sustained by Mrs. Loveless on July 19 Last—Jury Holds Township Liable.

On Wednesday afternoon the case of Angelina Loveless vs. Township of Damascus was brought to trial. The plaintiff claimed that on July 19, 1911, while driving along the public highway between Milanville and Boyds Mills her horse stepped on a stone, broke its leg and had to be shot. The action was brought to recover \$200, the value of the horse. The jurors drawn in this case were: William D. Carlton, Dreher; J. E. Cook, Honesdale; Lafayette Denio, Manchester; Harvey Fuller, Dyberry; Eben Keen, Honesdale; Seth S. Moore, Lake; John Monoskie, Mt. Pleasant; A. C. Oliver, Texas; W. J. Ogen, Dyberry; Layton Smith, South Canaan; A. F. Volk, Hawley; P. Watrous, Salem.

F. P. Kimble represented the plaintiff and in his remarks to the jury was very brief and to the point. Mrs. Angelina Loveless sworn: She testified as to the accident as follows: I live in Damascus township and am acquainted with the condition of the road between Milanville and Boyds Mills. I have driven over that road many times. On July 19, 1911, I was at Boyds Mills with a runaway and single horse and along towards evening I started for home accompanied by Mrs. B. S. Shannon. When we were about a mile from Boyds Mills we came upon a bad place in the road where a lot of loose stones of all sizes were scattered about, making travel difficult. On crossing over this spot the horse stepped on a round stone and broke its leg. The horse fell over against the shaft and backed up. I got out of the buggy and examined the leg. Mrs. Shannon got out and went up to the George Reynolds home for help.

Dr. Lidstone was called and said that the horse might just as well be shot. I kept the buggy in the beat-track of the road and the horse went on a fast track down the hill toward the bridge. The accident occurred on the other side of the bridge from Boyds Mills and when the horse backed it pushed the buggy on the bridge where it was when the Reynolds party came up. It was just about dusk and couldn't see the stone that the horse stepped upon.

Cross-examined: I did not stop the horse on opposite side of bridge. Am positive horse had accident on this side of Geo. Reynolds' home, about a mile from Boyds Mills. My horse was walking fast. I measured some of the stones. One was 10 inches in diameter. The horse never had been kicked previous. Had a nail wound on left front leg above the joint. It was nothing but a straight scratch. Horse was not lame in right hind leg when started out.

Dr. Lidstone sworn. He testified that he was a veterinary surgeon and was a graduate of the University of Pennsylvania. On July 19, I was called to attend a horse for Mrs. Loveless and got there some time after the accident. Horse was standing a little off the road. Hind leg was swinging, couldn't support the weight of the body. Two bones broken about six inches apart. I recommended killing the horse which was done.

Cross-examined: There was another abrasion on inside of same leg little below fracture. That horse had been kicked. It is possible for a horse to be kicked and have leg splintered and walk and do work for a week or ten days sometimes before the bone breaks entirely. I didn't notice any defects on horse.

Questioned by Attorney Kimble: Mark on leg was not scraped; looked as if hair had been scolded off.

Cross-examined: Never knew of an instance where a horse broke leg by stepping on a stone. It might be possible.

J. W. Yerkes sworn. I live in Damascus township and know the road in question. Have driven over the place where accident occurred many times. There are many stones in road this side of bridge at foot of hill. I know horse and would value it at \$125. Used it for plowing and mowing hay.

Cross-examined: I am a taxpayer of Damascus. Know horse was 29 years old and had the springhalt, which fact does not lower estimated value.

Ward Wall sworn: I live in Damascus township and know the road in question. Very dangerous for travel. Would value horse at \$100 to \$125.

Cross-examination: Notified Wm. Tyler about condition of road. Saw horse same day before accident and it was not lame.

William Rose sworn: I am a farmer in Damascus township. Live on road between Milanville and Damascus, one mile from place of accident. Was there 20 minutes after accident. He described the road to be in bad condition. Valued horse at \$125.

Cross-examined: Tried to notify supervisors. Every time I called up he was not at home. Never met him to tell him. Said springhalt would not affect the value of horse.

Chas. Tegeler sworn: I am a farmer in Damascus township and live half mile from place of accident. Condition of road bad, very stony. Never called supervisors attention to road. Saw horse last summer; never observed any defects. Value it at \$100.

Cross-examined: There were both loose and fastened stones in the road bad at this place. Am not related to plaintiff.

William Orr sworn: I live in Damascus township near Boyds Mills and know the road in question well,

having occasion to travel it often. Very bad shape. Know horse. Value it at \$100 to \$125.

Chas. Rollison: I live in Damascus township. Know road in question. Drove horse in question three weeks. Handled horses for 30 years. Value \$100 to \$125.

Geo. A. Reynolds sworn: I live about 100 feet from the place of the accident. Lived there 4 or 5 years. Was home that day. Many stones, some as large as my head, in roadway. I moved some away myself. I notified the supervisors about the condition of the road. Know horse; would value it at \$125.

Cross-examined: Didn't measure any of the stones myself. Notified Mr. Tyler.

Otto Pethick sworn: Am a neighbor of Mrs. Loveless. Know horse; saw it work and would value it at \$125. I knew it had the springhalt.

Chas. Reynolds again called but testified to the same as before.

Mrs. B. S. Shannon sworn: I was driving with Mrs. Loveless on the day of accident. We were returning from Boyds Mills. Horse drove nicely and did not limp. At place in question horse stepped on stone and lunged backward on bridge. I went to get Mr. Reynolds to help.

Cross-examined: Horse walked part of time and trotted part. Drove across bridge side toward Reynolds' house. Didn't know what happened to horse. Did not stop at Ralph Wall's house before the accident.

Harold Loveless sworn: I am son of Mrs. Loveless. Horse was not kicked to my knowledge prior to accident. Springhalt never bothered him.

Cross-examined: I noticed abrasion week before on leg. Dr. Cade did not tell me horse had been kicked.

Mrs. Loveless sworn: Horse lunged backward on bridge and away on the shaft.

Searle & Salmon managed the case for the defense.

Chas. Rutledge sworn: I am a supervisor of Damascus township. Saw road where accident occurred last August. Would call road passable. There were a few loose stones but not enough to bother. Was fixing road above where accident occurred. Road was not a main road but connected two main roads.

Clark Wood sworn: I live half mile from Boyds Mills. Use road frequently. There were a few loose stones that were washed down by water.

Cross-examined: Am working for supervisors. Mr. Tyler had charge. He is in New York state.

Charles Rutledge was again called. I made an effort to have Mr. Tyler here today.

Ralph Wall sworn: I am familiar with road. Water ran across road at this place and washed down small stones.

Cross-examined: Was over road twice a week. Saw no large stones.

C. E. Boyd sworn: I am familiar with road in question. Drive over it nearly every week. Water washes down the stones in road. Did not consider road dangerous.

Marian Brown sworn: I live in Damascus and drove over road right after accident; didn't notice any large stones.

Dr. G. C. Cade sworn: I live in Galilee and am a veterinary surgeon. Called by Mrs. Loveless to see horse. Was dead when I got there. I said I thought horse had been kicked. Horse had been lame. It is possible for a horse to walk or do work for a week or longer with the leg fractured without entirely breaking off.

Cross-examined: Never heard of case where horse stepped on stone and broke leg. Possible but not probable.

Claude Martin sworn: Testified to the bad condition of road. Mrs. Loveless stopped at my house and asked me to give her a lift. Said horse was a little slow. No statement about horse being lame.

John Davies sworn: I backed horse out of the shed before it left for Boyds Mills that day and noticed it was quite lame.

Cross-examined: It might have been the springhalt. Jerked up his hind leg.

Harry Canfield sworn: I was a supervisor last year at time of accident. I inspected the road. In good shape.

Cross-examined: Don't know of any work being done on road since accident.

N. L. Wood sworn: I worked for supervisors and knew the road. Drove over it quite often. Don't consider it dangerous.

Chas. Rutledge again called: Two photographs were introduced by the defense of the road in question. They were taken Thursday, June 14, 1912. I acknowledge the picture to be a fair representation of the road at the time of the accident. Just the same as it was then.

Cross-examined: The pictures were taken on June 14, 1912, and accident took place July 19, 1911, and I did not see road between that time and last August.

N. L. Wood again called: Testified to the pictures being a fair representation of the road at the time of the accident. I can see no change in road.

Cross-examined: Did not know of any work being done on road since accident.

Ralph Wall and Mrs. Kate Reynolds previously sworn, acknowledged the pictures to be a good representation of road at time of accident.

Geo. Reynolds again called: That evening lady came to me and I went down and found horse on side of bridge next to my house.

John Orr sworn: I live in Damascus. Know horse, think it worth \$125.

Mrs. Reynolds again called. Mrs. Shannon came up to the house and asked me to come down before accident same evening. Horse was on

(Continued on Page Five.)