

Floyd County Court.

The Commonwealth of Ky. and Floyd County-----Plaintiffs.

Against

Judgment

The Midland Coal and Iron Company-----Defendant.

This cause having been submitted, and heard on the demurrer to the several statements herein filed, upon consideration thereof, it is adjudged that the said demurrer be and the same is hereby overruled, to which the defendant excepts; and it having been agreed by and between the attorneys for the plaintiffs and defendant, that the further pleadings in this proceeding be oral, thereupon the cause was called for trial, and upon hearing, and the court being sufficiently advised, adjudges that the defendant, the Midland Coal and Iron Company as the owner of the coal, oil, gas and mineral rights in the tracts of land purchased from the persons named herein viz: Soloman Roop, Paris Sellards, John Cornett, W. J. Turnmire, Louisa Crider, J.W. Harris, (three tracts) Josephine Parsons, Annie Hunter, Jeff Howell, (three tracts) Ned Gearheart, Samuel R. Mead, George Howell, J.L. & J.P. Sturgill, John Lamb, Wm. Taylor, Stephend Howell, Clell Haynes, (two tracts) Elizabeth Kidd, Sallie McKinney (three tracts) Fannie Sturgill, William Sturgill, Thomas W. Saulsberry, Susan Sturgill, Caldonia Walters, Sallie Warrix, W.J. Roberts, Edward Horn, Armina Newsom, Malone Howell, Hogan Hamilton, Madison Moore, James Clark, Sam McGuire, Hezekiah Salmon, Thomas Robinson, Lilburn Williams, Elizabeth Kidd, (three tracts) Laracy Moore Jeff Clay, A.J. Patton, J(two tracts) W.B. Sellards, Wilburn Parsons, Noah Newsom, Morgan Hall, Jeff Haynes; and that the defendant was so the owner on the 15th day of September 1902 and liable for taxation thereon, and that the same was omitted from the list of taxable property, assessed by the assessor