

Lexington and Eastern Railway Company,

Legal Department

Lexington, Ky.

● *Samuel M. Wilson*
S. J. Jovett,
General Counsel.

Winchester, Ky.

301

July 31, 1913.

Mr. John Howe Peyton,
Chief Engineer of Construction, L & N R R Co.,
Louisville, Ky.

Dear Sir:-

I have to-day received your favor of the 29th instant, asking for the return of the file of papers in the matter of claim of W. E. Napier for logs lost at Bridge No. 3 on the North Fork Extension, on or about February 27, 1912, and for which he made a total claim of \$345.50, and also inviting my opinion as to the reasonableness of Mr. Holliday's settlement of this claim by the payment of \$150.00.

I did not receive the file of papers from Mr. Holliday until the 17th instant, when I was just about to leave for Whitesburg to attend the Letcher Circuit Court. Since receiving your favor of the 29th instant, I have gone over the file of papers relating to this claim and feel sure that the settlement made was a proper one. On the legal aspects of the claim, I have been particularly impressed by the letter written in April, 1912, by Mr. F. S. Jovett, former General Counsel of the L & E Railway, to Mr. W. H. Courtenay, Chief Engineer of the L & N, regarding this matter. Mr. Jovett's letter covers the whole case quite fully and I think you were abundantly justified in settling the claim rather than allowing it to go to suit.