

LETCHER CIRCUIT COURT.

Marvin Combs, suing by Millie Combs,

His Next Friend,

Plaintiff.

-VS-

GENERAL DEMURRER and ANSWER.

Lexington & Eastern Railway Company,

Defendant.

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Defendant, Lexington & Eastern Railway Company now comes and demurs generally to Plaintiff's Petition upon the ground that same does not state facts sufficient to constitute any cause of action against the defendant.

Without waiving but relying and insisting upon its General Demurrer aforesaid, defendant, Lexington & Eastern Railway Company, for answer to so much of Plaintiff's Petition as it is advised it is necessary or material to make answer to, denies that the plaintiff, Marvin Combs, is the son of Millie Combs or that said Millie Combs is his mother; and states that it has not knowledge or information sufficient to form a belief as to whether said Marvin Combs, plaintiff herein, is an infant over the age of fourteen years or under the age of twenty-one years or is an infant at all.

Defendant denies that, while engaged as a Section H hand, or otherwise employed, the plaintiff was on the \_\_\_\_\_ day of January, 1913, ordered, in company with other persons or otherwise, in the employ of the defendant, to board a hand-car upon track of defendant's railroad, and run same from a point up the river above Whitesburg to the railroad Station at Whitesburg, and he was placed by the foreman in charge of a lever used in propelling said hand-car directed to help in its operation, or was so placed that he was working with his back in the direction of the