

Floyd Quarterly Court.

S.M.Crider

Plaintiff.

Vs. Petition.

Chesapeak & Ohio Railway Co.

Defendant.

The plaintiff S.M.Crider says that he is a resident of the State of Kentucky and that he is engaged in hauling and deliver saw logs and other timber to Johns Creek in Floyd County and down Johns Creek to the river &c.

That the defendant Chesapeak and Ohio Railway Co is a common carrier of freight and passengers and operates its trains &c into and through Floyd County.

That this plaintiff caused to be shiped to him at Prestonsburg, Ky. over this defendants road 15, bundles 370 chain dogs from W.H.Dawkins Lumber Co. That said chain dogs belonged to this plaintiff. that they were shiped from Ironton Ohio, over the Detroit, Toledo & Ironton Railroad Companies road, and from there point of connection over the Chesapeak and Ohio Railway cos, road to Prestonsburg, Ky. The goods was delivered to the Detroit, Toledo & Ironton Railroad Co. on October 10, 1916. and from them to the Chesapeak and Ohio Railway Co. on Oct, 11 1916 according to their Bills of Lading.

In due course this plaintiff appeared at the Dep't at Prestonsburg Ky and enquired for the chain dogs and was enformed that they were there and was presented with a freight bill for them amounting to \$1.30 which he was required to pay before he could get the chain dogs mentioned, After paying the freight \$1.30 and receiving the freight bill, the defendants agent or employee who was to deliver the said chain dogs to him looked for them and failed to find them and failed to deliver them to this plaintiff and after some time stated to this plaintiff ~~off~~ or the party sent to get them that they had been there but that they had delivered them to