

FLOYD CIRCUIT COURT.

J. W. Weddington,

Plaintiff.

vs Answer.

Big Sandy Railway Company  
and  
Chesapeake and Ohio Railway Companies,

Defendants.

Defendants, Big Sandy Railway Company and Chesapeake and Ohio Railway Company, for answer and defense to plaintiff's petition herein say that it is untrue and they jointly and severally deny that the Big Sandy Railway Company has wrongfully failed or refused to make for plaintiff new crossings over the 100 ft. of right-of-way through his land conveyed by him to the Big Sandy Railway Company. Defendant denies that said Big Sandy Railway Company agreed to provide plaintiff with ways as is necessary to enable him to use, cultivate or get to and from his said lands. Said company agreed to furnish, "the necessary crossings and necessary cattle guards" on said lands and has done so. Defendant denies that it took and appropriated to its own use 1234 ft. of plaintiff's alleged road or pass-way over the lower tract, or that it erected its road or pass-way over the lower tract, or that it erected its road on it, or in it, or otherwise in such a way as to wholly deprive said plaintiff of the use of said alleged pass-way. Plaintiff sold to the defendant for valuable consideration, and received compensation for the right-of-way whereon said road is constructed. Defendants deny that it has thus, or at all, cut off all convenient access the said plaintiff had over or to the different parts of his farm. It denies that it has also taken or