

Edmund O. Luthy,
P.O. Box 232,
Cincinnati, O.

June The Ninth,
Nineteenofourteen.

Mr. Peter Flint,
New York, N.Y.

My dear Flint:-

I received your letter of 5th inst and your post-card, acknowledging the receipt of checks from Hurd and me, each for \$25.00, inpayment to you of the fee guarantee in advance, so as to enable you to proceed at once against Newton.

I wrote, yesterday to Mr. LODGE, asking him to sign and return to you the affidavit which you would send him and asking his co-operation with us in this action/

The affidavit which you sent me is all right and but for the reasons given you heretofore, that Hurd and I had better not be directly identified with the suit, in the event later that we would have to arbitrate with Newton, I would have signed and sent to you.

I trust that the Farmers Loan & Tr CO. will also furnish you their affidavit, as then they will not hesitate to pay their share of the expense.

Do not forget, in one of your affidavits or in your argument to make mention of the statement made by Mr. McKim when he was at the lake, that he did not consider the dam at all dangerous; Mr. Ferris also stated to Mr Lodge, that before the dam was torn out he had examined it but did not consider it dangerous, and being a civil engineer he ought to be able to judge. Furthermore, many years ago when Mr Harris became grantee of Lot 41 and raised the dam and the level of the lake, he did so with the consent of the property owners and ever since that time the

lake was maintained at that level and all property owners at that time and since have built their riparian structures with that level. There was at that time an Association of property owners known as Chilson Lake Association. Later on our Association, the Eagle Chilson Lake P.O. Assn was formed, after Mr & Mrs Harris' death and you know the purposes and objects for which we organized, the main one was to maintain a dam and uniform water level.

I will be glad to hear from you as matters progress we plan leaving her June 30th and will see you at the lake after that time all summer.

With best regards to you and Mrs Flint from Mrs. Luthy and me, I remain,

truly yours,