

Copy

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

Nov 7th, 1914

Mr. Peter Flint
Eagle Lake, N.Y.

My dear Flint:-

I am just in receipt of your letter of 3d inst., with inclosed copy of letter you sent out to "some land owners and members" and only yesterday I mailed you my views in the matter of sending out such a letter, which I inferred you had done by the letter I had received from the Amer Steel & Wire Co.

I regret that you took upon yourself the authority, under the heading of the Association to send out any such letters when you already had my views in the matter as told to you the day I left the lake. Had you sent out these letters on your own personal responsibility and not under the Assn's heading, no one could object. I myself, as Secty would not have sent out a letter under the Assn's heading for the reason as told you that this litigation was not an Assn matter.

The only response which came to me was from the Amer. Steel & Wire Co., concerning which I wrote you a few days ago and told you what disposition I made of the remittance as made to the Assn.

Kindly advise me whom else you have written in the matter. Somehow it seems that the misunderstanding in the matter of your fees is entirely with you, as Mr Runge Mr Hurd and I all seem to be agreed on the arrangement that for the last \$100. paid you in our 2d contribution you were to bring the case to a decision, either for or against us. Under such an understanding to which we are all agreed, excepting you, I cannot see how you could rely on me to "straighten out" the matter with Mr Runge. We all concluded to let the plaintiff handle the case from now on and whatever he does in the case he will do with our sanction. This simplifies matters for you and you will not be compelled hereafter to communicate with anyone but Runge.

As I understand our agreement you have received all but \$10.00 of the amount we agreed to put up to bring the case to a decision, on one way or the other, and Mr. Runge said he would send you the \$10.00 still due you, which he received from Fitzgeralds contribution and I sincerely hope you will appear at the trial on Nov 7th and defend the case as you agreed to do. If we should get an adverse decision and Mr Runge then recommends a further pursuance of the case, he will communicate with you and advise us in the matter and we can make entirely new arrangements or drop the case as we may determine.

In the meantime, however it is up to you to do as you agreed with us and now that you solicited aid from non member land owners it behooves you all the more to bring the action to a decision.

As far as we have gone until now we are in the same suspense that we have been since the dam was torn out and none of us feel we have had anything done for the amount we have put up in the litigation?

Therefore show us how the decision is and if there is any encouragement for us to go further, it may be that we can invoke the aid of some of the members who have not contributed and proceed with the action.

Awaiting your advice in the action as may be determined on Nov 7th when same comes up for hearing, I am,

Copy

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

Nov 7th, 1914

Mr. Peter Flint
Sagle Lake, N.Y.

My dear Flint:-

I am just in receipt of your letter of 3d inst .. with inclosed copy of letter you sent out to " some land owners and members" and only yesterday I mailed you my views in the matter of sending out such a letter, which I inferred you had done by the letter I had received from the Amer Steel & Wire Co.

I regret that you took upon yourself the authority, under the heading of the Association, to send out any such letters when you already had my views in the matter as told to you the day I left the lake. Had you sent out these letters on your own personal responsibility and not under the Assn's heading, no one could object: I myself, as Secty would not have sent out a letter under the Assn's heading for the reason as told you that this litigation was not an Assn matter.

The only response which came to me was from the Amer. Steel & Wire Co., concerning which I wrote you a few days ago and told you what disposition I made of the remittance as made to the assn.

XXI Kindly advise me whom else you have written in the matter. Somehow it seems that the misunderstanding in the matter of your fees is entirely with you, as Mr Runge Mr Hurd and I all seem to be agreed on the arrangement that for the last \$100. paid you in our 2d contribution you were to bring the case to a decision, either for or against us. Under such an understanding, to which we all agreed, excepting you, I cannot see how you could rely on me to " straighten out" the matter with Mr Runge. We all concluded to let the plaintiff handle the case from now on and whatever he does in the case he will do with our sanction. This simplifies matters for you and you will not be compelled hereafter to communicate with anyone but Runge.

As I understand our agreement you have received all but \$10.00 of the amount we agreed to put up to bring the case to a decision, on one way or the other, and Mr. Runge said he would send you the \$10.00 still due you, which he received from Fitzgeralds contribution and I sincerely hope you will appear at the trial on Nov 7th and defend the case as you agreed to do. If we should get an adverse decision and Mr Runge then recommends a further pursuance of the case, he will communicate with you and advise us in the matter and we can make entirely new arrangements or drop the case as we may determine.

In the meantime, however, it is up to you to do as you agreed with us and now that you solicited aid from non-member land-owners it behooves you all the more to bring the action to a decision.

As far as we have gone until now, we are in the same suspense that we have been since the dam was torn out and none of us feel we have had anything done for the amount we have put up in the litigation.

Therefore show us how the decision is and if there is any encouragement for us to go further, it may be that we can invoke the aid of some of the members who have not contributed and proceed with the action.

Awaiting your advice in the action as may be determined on Nov 7th when same comes up for hearing, I am,

E. Luthy

Note