

282

FROM  
EDMUND O. LUTHY,  
P. O. BOX 282,  
CINCINNATI, O.

Dec 6/1913

My dear Mr. Lodge:-

Your letter of 4<sup>th</sup> inst, inclosing  
copy letter from Mr. Bicker, duly received.

Mr. Bicker wrote me same as he wrote to you.  
It appears that Newton & Ferris are disposed to  
stand on whatever legal rights they have as to  
their action in removing the Dam, but they are  
somewhat in doubt as to what their legal rights  
are. Enclosed find a letter which I am  
writing to all members of our Association, to  
get their views, so as to guide us in further  
action, should the Conservation Commission  
have no power or jurisdiction. Kindly  
return this letter with your replies.

Have you been able to ascertain whether  
the Commission will assist us, in line with  
what I wrote you? This must be  
determined first.

If they cannot compel Newton to restore  
this Dam, or cannot rebuild it themselves,  
or cannot empower our Association to

repair & replace the dam on Newton's property  
and protect it against further demolition,  
I see nothing left for us to do but to take  
legal action, as property owners, either  
collectively or individually, against  
Newton & Lewis for damage done -

This will depend however upon a favorable  
reply, so to do, by our members. Without  
such action I doubt whether we will ever  
thruo the exact intention of Newton -

In short, unless the Commission will act,  
we will be compelled to take legal action  
against Newton. I do long a delay I fear  
will only damage our property more -

I trust, therefore, you may be able to ascertain  
the Commission's decision in the matter -

Very truly yours

Edmund Luthy Secretary  
E. C. P. O. Association