

Plaintiff and defendants are unable to agree as to the compensation for the property herein sought to be appropriated.
Thomas J. Elliott, as trustee of the estate of Ethan Stone, claims some interest in the property the exact nature and character of which plaintiff is unable to further specify.

Wherefore plaintiff prays that the property hereinbefore described may be appropriated to its use for the purposes aforesaid, and that a jury may be impaneled to determine the compensation to be paid by it for said property, and that upon payment by plaintiff of the amount so determined by said jury it may be awarded possession thereof.

Harmon, Colston, Goldsmith & Headly Attorneys for Plaintiff

State of Ohio, County of Hamilton, ss.

Walter R. Gibbons, being first duly sworn, says that he is Real Estate and Tax Agent of The Cleveland, Cincinnati, Chicago & St. Louis Railway, the plaintiff in the above entitled action, and that the allegations of the foregoing petition are true as he believes.

Walter R. Gibbons.

Sworn to before me and subscribed in my presence this 2nd day of February, 1928.

Thomas A. McCormack
Notary Public, Hamilton County,
Ohio.
(Seal)

Receipts for summons attached.

WEST