

Phone 6

W. EARL DEAN
COUNTY ATTORNEY
MERCER COUNTY
Harrodsburg, Kentucky

May
13th
1944

Mr. Bill Lee Lunsford
Route 1
Harrodsburg, Kentucky

NOTICE

Dear Sir:

Mr. Robert Hughes, your neighbor, was in today with reference to the division fence between your property and his which he states he has been trying to get you to build for the past three years. He says that he has four end posts and stretched a temporary fence along the line and agreed to deliver to you free of cost two additional end posts which would be all that would be required for the construction of the fence, and sell you 18 rod of fence which is there now temporarily at the rate of 60¢ per rod, and despite all of these offers and the time that has elapsed you still refuse to build your part of the fence.

Now I would say that under these circumstances he has been more than fair and reasonable. I am now writing to you giving you the notice as required by law notifying you that your part of this fence must be built and that it must be a lawful fence.

Under the law you have 90 days in which to construct the same, and upon your failure to construct your part of this fence, Mr. Hughes will then employ someone engaged in this type of business to put up the fence permanently at which time under the law he has the right and will file a lien against your real estate covering the expense incident to the erection of the fence. This lien is first and superior to all other liens against any property, and upon your failure to pay the lien within the time allowed by the law a foreclosure suit will be filed upon the lien to recover on the same.

I talked with you some time ago, I believe about a year ago, asking you to do your part on this division fence. You told me that you would and I am very much surprised that you have failed to live up to your promise.

Mr. Hughes has no desire whatever to put you to any unnecessary expenses or trouble, but you must admit that a matter of this kind should have been settled long before three years have elapsed, and now his patience have ceased to be a virtue, and upon your failure to build your fence as required by law the steps above outlined will be followed by him.

Thanking you for your attention, I remain

Very truly yours,

W. Earl Dean
W. Earl Dean, County Atty.
for Robert Hughes

WED:GSD