

Mercer Quarterly Court.

Harrodsburg Ice & Produce Co.,

Plaintiff.

v- Statement.

Southern Railway Co in Ky

Defendant.

Plaintiff, a corporation under the laws of Ky, with power to sue and be sued, reserving its right to plead orally herein for statement of facts on which this action is based, states that defendant is a corporation under the Ky laws, empowered to contract and be contracted with and to carry on the general business of a common carrier of goods and persons for hire, operating a line of railway through Mercer County, Ky.

It states that on Sept. 19, 1914 it delivered the defendant in Harrodsburg, Ky 288 cases of eggs in M.D.T. car 13067, which the defendant accepted as a common carrier of goods and freights and agreed and obligated itself with the aid and assistance of other carriers and connecting lines for a consideration to be later paid, to carry said eggs from Harrodsburg, Ky to New York City N. Y. and there to deliver them to Geo. E. Cutter, plaintiffs agent and commission dealer there to be sold by him for the account of plaintiff.

But it says that the defendant and other carriers and connecting lines in the transportation of said eggs, and while the same was in their possession and control suffered the same to become injured and damaged breaking the cases on said eggs, breaking the eggs therein, and damaging the same, and causing many of them to be necessarily repacked, to the damage of the plaintiff the sum of \$15.51 no part of which has ever been paid to it.

It says that defendant issued to it a bill lading covering said shipment and it is filed herewith as part hereof marked A for identity.