

# ANSWERS FILED BY THE CITY

## DAMAGE CASES TAKE ON NEW COLOR.

### City Answers Plaintiffs in Two Big Damage Suits.

Development in two important cases came about yesterday when City Attorney Jno. S. Hodgkin, filed answers in the cases of Coleman vs. the city of La Grande and Elizabeth Ryder vs. the city of La Grande, the former suing for damages alleged to have been sustained, in the amount of \$25,000 and the latter for damages alleged to have been sustained in the amount of \$15,000.

In the Coleman case the gist of the answer is that it was the duty of the plaintiff to wall the ditch in which he was working and which caved in on him causing his alleged injuries; that he was familiar with the peculiar quality of soil at the point in which he was digging; that he was made the sole judge of its character and the attending danger; that the risk which he took was obvious and incident to the business of digging, that he voluntarily assumed the risk, and that the resulting injury to the

## COUNT LOCKWITZSKY WHO COMES TO THE CHAUTAUQUA THIS YEAR WITH A STORY OF SIBERIAN EXILE.



plaintiff was caused through the plaintiff's want of ordinary care. The gist of the answer in the Ryder case is that the sidewalk on Cove Avenue was in good and reasonable repair, and that the plaintiff was familiar with the condition of the

walk. The injury is alleged to have been caused by the failure to use ordinary care in going over it.

It now remains for the attorneys to file their replies to these answers. It cannot be stated with certainty just when the cases will come to issue, or when they will be tried. Cochran & Eberhard represent Mr. Coleman and R. J. Green represents Mrs. Ryder.

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