

SUES FOR DAMAGES

M. M. Mauck Company Brings Action Against the Tripod Paint Co.

SUIT AGAINST A RAILROAD

The Harmony Grove Southern Congregational Church Case Was Decided Upon by Judge Lumpkin.

A suit was filed yesterday afternoon by the attorneys of the M. M. Mauck Company against the Tripod Paint Company for damages in the sum of \$5,000.

A few weeks ago a bill for attachment, alleging that the M. M. Mauck Company was insolvent and that the firm was about to transfer its stock was filed by the Tripod Paint Company, which was a creditor in an amount not exceeding \$240.

This application was granted and an attachment from the clerk's office directing the sheriff to levy upon the stock of the M. M. Mauck Company is said to have been issued.

In the petition which was filed yesterday it is claimed the attachment was placed in the hands of Deputy Sheriff A. W. Hill and was subsequently levied on a large amount of the goods belonging to the M. M. Mauck Company.

It is alleged that the plaintiffs have been damaged in the sum of \$5,000 on account of the allegation that the company was insolvent and that an effort was being made on its part to secretly transfer its stock in order to avoid the payment of its debts.

The M. M. Mauck Company claims that on account of the application for attachment and the subsequent publicity which was given the action its business was greatly damaged, practically destroying its credit and causing the loss of many dollars and much trade.

The petition is directed to the city court and will probably be taken up at the next term of the court.

Sues for Damages.

A suit for damages was filed yesterday by the attorneys of Moses McMullin against the Raleigh and Gaston Railway Company, the Seaboard and Roanoke Railroad Company, joint lessees of the Georgia, Carolina and Northern Railway Company.

The petitioner states that he was employed by the defendant roads as a grease-wiper and that his duties as such required him to crawl beneath the cars and occupy other positions which were dangerous.

He alleges that he was wiping the machinery of the running gear of an engine in the early part of last fall. Having completed his work he crawled out from under the engine and claims to have been struck by an incoming passenger train. He says the train ran upon him without the customary signals of warning and before he knew the train was approaching he was struck a terrific blow and received injuries which are permanent.

It is charged in the petition that the engineer of the incoming train failed to blow the whistle as required by law; that the train was running at a high rate of speed and that the employes were negligent in not giving some warning of his danger.

He says his injuries are permanent and asks for remuneration in the sum of \$1,000.

A Church in Court.

The hearing of the Harmony Grove Southern Congregational church was taken up yesterday morning by Judge Lumpkin in chambers and after several hours consumed in the hearing of argument the case was concluded.

Judge Lumpkin granted the restraining order as prayed for and the minority membership was instructed not to interfere with the church building or property. The case has been on hearing for several weeks.

The members of the Southern faction appealed to the court, charging that the members of the other faction had locked the door of their church and debarred them from worshipping in the building. Answers and counter-affidavits were filed and then interrogatories were taken, after which the case went to a final hearing.