

AIR DIFFICULTIES OVER REAL ESTATE ON TACONIC LAKE

Legal controversy concerning property on Taconic Lake, which Justice Russell declared had already caused more trouble than all the territory surrounding the Great Lakes, was again before a special term of the Supreme Court today. Justice Russell reserved decision on an application of two defendants in a suit brought by the Taconic Lake Association to strike out certain parts of the complaint in the action as irrelevant.

The Taconic Lake Association the complaint states, was organized in 1901 for the purpose of selling lands on the lake to its several members. In 1927, due to prolonged dispute about the extent and boundaries of the various parcels of land, the association adopted a by-law calling for a new survey of the land. It was agreed, the complaint states, that upon the completion of the survey, the various lot holders would submit their deeds to the association and receive revised deeds made out in accordance with the later survey. When the survey was completed at a cost of \$1,600, William J. Rodier and Charles Baum refused to accept the findings and action was taken to force them to accept the bylaw adopted by the association.

Attorney John H. Broderick, appearing for the two defendants in the action, asked that certain parts of the complaint be stricken out by the court. The attorneys for the plaintiff, however, contended that these sections were relevant, as showing the part the two defendants had in the agitation for the survey. It was contended that Mr. Rodier, who is an officer of the association, had urged the survey and supported the bylaw, finally refusing to accept the result merely because it was not favorable to his interests. It was also stated that Mr. Rodier had fenced his land and refused to submit his deed for revision as agreed in the original proposal.