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Mayville, N. Y. October 12th, 1908.

Monday a.m.

Robert C. Clowry, Pres. etc,
Western Union Telegraph Company,
New York City.

Dear Sir:

I have your favor of the 10th inst relative to the non-delivery of a telegram sent by me to my daughter November 19th, 1907.

Despite the report of the Postal Company, the message has never been delivered here. I was myself in the house at the time given of its delivery and know personally that it was not delivered either by messenger or by telephone then or at any future time.

Though your control of the message as you say ceased at Westfield, I cannot agree that your responsibility for its non-delivery ceased at that point. Having received the message you were responsible for it until the person to whom it was addressed receipted for it, unless possibly I was informed that such would be the case when I delivered and paid for the message to your agent. Nothing of the kind was said to me but on the contrary I was assured that it would be delivered within an hour, nothing being said about Westfield being the end of your control over it or anything to indicate there was any doubt of its non-delivery at once. I may be in error in this, but I still hold the Western Union Telegraph Company responsible for the effects of it, the non-delivery of the message and for the cost of it.

I am, Sir,

Very truly yours,

