

a blackjack he had used was missing. A cigar box containing a penny and rare coin collection was gone.

James Barnett went immediately to Grand Rivers and tried to call the TVA office. He has witnesses to the fact that he could get no answer. He tried to call Mr. Birchfield's home without success. On Monday March 25 he took off from work and went to the TVA office in Golden Pond. Barnett spoke with TVA's Mr. Birchfield and was informed that personal property within a house and not attached to the house is the property of the owner and not TVA even when the time was out for removal of same. Birchfield suggested that a list of the missing items be made and that TVA see that they were replaced or payed for.

Today Barnett arrived home from work and learned from his wife Elwanda Barnett that a TVA car had stopped at the house and the driver carried certain items away including a large thermos, the baby bottle warmer and vaporizer and a heavy duty extension cord. Her complaint has been filed in detail.

And further deponent saith not.

Sworn and subscribed to before me this 3d day of April A.D. 1968.

ELIZABETH H. WILSON,
Notary Public.

My commission expires February 2, 1971.

JAMES M. BARNETT,
Deponent.

A COMPLAINT LODGED APRIL 8, 1968, BY J. H. DUNCAN, AGAINST TVA.

NATURE OF COMPLAINT

My complaint is that I have been starved out, denied the protection of trial by jury and subjected to TVA's unwarranted use of its overwhelming power, applied in many forms and instances.

My wife and I owned, along with others, our LBL property several years before we bought it outright in 1957. We developed it, beginning in 1960, lived there permanently, built shop for steel fabricating and general repair, service and repair of outboard motors, automobiles and, in addition, started a water delivery service. Also cabin and trailer rental.

These enterprises were well-established and growing until TVA's announcement in January 1964 their arbitrarily decided boundaries and declared that they were taking the populated areas—in contradiction to formerly agreed upon arrangements.

In August 1965, following the second Congressional appropriation to TVA, Charles H. Bozarth, Jr., Land Appraiser for TVA came to my home asking if I wanted to be appraised. I told him that I did not want to have to sell but guessed he might as well appraise. By that time I could begin to see the ruin all around me. So many had been directly or indirectly influenced or frightened by TVA to give in and my businesses had fallen off so much.

Mr. Bozarth came by at noon that same day to appraise.

About six weeks later the Contract Man (believe he was a lawyer) came to deliver their price and had contract for signature. I did not want to accept the price because it is my belief that I wasn't paid enough according to what other business places in the immediate vicinity received. I asked the Contract Man about this and he stated that, if I did not accept the appraisal, condemnation would begin in 1967 and that all property would be taken in LBL by January 1968. "What if I am not going to accept the contract?" I asked. He said, "Then we'll get it on the second appraisal." He also stated that if I took the matter to court before the 3-panel commission I would not be paid for improvements and would lose possession of same. "Even if you won," he said, "money would be 2/3 years in coming because courts are slow in paying." I told Contract Man that I was going to take pictures of places I felt had received higher appraisal than mine and he said it was no use to do that because they (the pictures) wouldn't be allowed in court. Faced with this kind of starvation pressure and, led to believe that I had to be out by 1967 when I was told that condemnation would begin, and feeling hopeless and helpless to do anything—I had no alternative but to submit to TVA's demands—even though I feel that their actions cannot be justified.

It is my belief that if TVA had been required to hold public hearings, allowing the people affected to be heard, and had trial by jury privileges been available to us here in the Land Between the Lakes, the whole story would be a very different one. Doubt if appropriations would have been made.