

BINNS V. PURYEAR, 1927-NMSC-085, 33 N.M. 97, 262 P. 173 (S. Ct. 1927)

**BINNS
vs.
PURYEAR**

No. 3160

SUPREME COURT OF NEW MEXICO

1927-NMSC-085, 33 N.M. 97, 262 P. 173

November 09, 1927

Appeal from District Court, Chavez County; Brice, Judge.

Rehearing Denied December 24, 1927.

Action by W. B. Binns against Edgar Puryear. From an adverse judgment, defendant appeals.

SYLLABUS

SYLLABUS BY THE COURT

A finding of fact supported by substantial evidence will not be disturbed on appeal.

COUNSEL

J. D. Mell, of Roswell, for appellant.

H. C. Maynard, of Roswell, for appellee.

JUDGES

Watson, J. Parker, C. J., and Bickley, J., concur.

AUTHOR: WATSON

OPINION

{1} OPINION OF THE COURT There is but one question in this case, namely, whether there is substantial evidence to support the judgment. We have examined the record and find clear and positive evidence in support of it. The judgment must therefore be affirmed, and the cause remanded.

{2} It is so ordered.