

IN THE SUPREME COURT OF THE STATE OF DELAWARE

J. A. MOORE & SONS	§
CONSTRUCTION COMPANY, a	§
Delaware corporation,	§ No. 459, 1999
	§
Plaintiff Below,	§ Court Below: Superior Court
Appellant,	§ of the State of Delaware in and
	§ for Sussex County
v.	§ C.A. No. 95L-09-008
	§
ARTHUR INDEN and	§
SHEILA INDEN, husband and	§
wife, owners or reputed owners	§
CITY OF LEWES, owner or	§
reputed owner,	§
	§
Defendants Below,	§
Appellees.	§

Submitted: February 15, 2000

Decided: February 16, 2000

Before WALSH, HARTNETT, and BERGER, Justices.

ORDER

This 16th day of February 2000, upon consideration of the briefs of the parties, we conclude that this appeal should be affirmed on the basis of, and for the reasons set forth in, the decision of the Superior Court dated September 28, 1999.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court be, and the same hereby is,

AFFIRMED.

BY THE COURT:

s/Joseph T. Walsh

Justice