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Water Treatment Facility/Surface Water Flow: Adjacent Property Owners Allege Damages Associated with Arkansas Municipal Facility

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Paul Roberts and Penny Buchanan (collectively, “Plaintiffs”) filed a complaint on October 13th against the City of Hot Springs, Arkansas alleging damages caused by a Hot Springs water treatment facility (“WTF”). See NO.: 6:26-cv-06135-JTS.

The complaint alleges that the damages are associated with water flow from WTF onto the Roberts’ property.

The Roberts are stated to own property in Hot Springs, Arkansas. The City of Hot Springs is stated to have purchased a section of real property adjacent to Roberts to construct a WTF. It is further alleged that the WTF directed specific water flow from the treatment facility directly onto the Roberts’ property.

Damage is alleged to have occurred, including:

- Erosion.
- Likely causing a levee to the Roberts’ pond to erode and collapse.

The causes of action alleged in the complaint include:

- Negligence.
- Violation of constitutionally protected rights.

The complaint requests damages that are alleged to exceed \$75,000.

A copy of the complaint can be found [here](#).