

Observations you found upon declaration

Answer, I never heard any thing nor seen any thing existing between them but harmony by them

6th Order Do you or do you not mean to say that their relations were harmonious during that period?

Note - Before the interrogatory was fully written down and sent to the witness the question was waived by the Solicitor for the Complainants

7th Order Do you know Mr Phelps who testified before the Commission, and did you see him in Florida before the Commission but; and if so, state where you saw him among other places?

Answer, I seen Mr. Phelps when I got out of the Prison about Eleven O'clock and walked up street together he met several friends and I left him; the next time that I seen him was before the "Cell House" near Dinner time, about Twelve O'clock, or after; I then told him that Mr (Penny) wished to see him for a few moments, we then parted I went into the Cell House and I seen him no more until I seen him in this Office in the evening when we met here.

Robert K. Phelps, a witness of lawful age, produced on behalf of the Complainants being duly sworn on the Holy Evangelists of Almighty God being examined on the following interrogatories to him propounded on that behalf makes oath depots and saith as follows, that is to say:

1st Order, What is your name and place of residence

Answer, My name is Robert K. Phelps, I reside in New Market, Frederick County Maryland,

2^d Order, Where was your residence on the 29th day of November 1866, your State and County

Answer, In New Market Frederick County Maryland,

3^d Order, At the date named in the second interrogatory, were you or not acting as a Justice of the Peace of the State of Maryland, and if so, under what appointment and for what term?

(Excepted to by Solrs for Defts)

Answer, Under the Appointment of Governor Bradford for Frederick County

4th Order, Look on the paper now shown you being Exhibit No. 1. in this Cause, and state whether you are the person whom was requested and acknowledged the Deed from Benjamin Todd and Ruth Todd his wife, to Benjamin Hammond Todd and Jesse E. Todd of which said Exhibit No. 1, purports to be a certified copy

Answer, I look upon the paper now shown me marked Exhibit No. 1. I saw the person who took the acknowledgment of Benjamin Todd and Ruth Todd to a deed from Benjamin Todd and Ruth Todd his wife to Benjamin Hammond Todd and Jesse E. Todd of which Exhibit shown me to be a true copy of said Deed,