

Answer: He didn't describe it or mention its locality.

2^d Q. Int: Did he refer to the farm now claimed by the Defendants Basil Wood & wife?

Answer: That was the farm he talked about.

3^d Q. Int: Did he say they had sold that farm?

Answer: - Yes.

4th Q. Int: Did Col. Hammond ever tell you that he had given that farm to Lottie Wood?

Answer: - Not before the morning of this conversation when he said, "I have given them this property - I bought it for them, and it's all I, even intend to give them".

5th Q. Int: - Did Col. Hammond ever tell you why he took the deed in his own name if he had given them the property?

Answer: Col. Hammond told me he took the deed in his own name and that he didn't intend to make deeds to any of them but that he would fix it all right in his will.

John R. Gartrell, a witness of lawful age produced upon the part of the Defendants. Basil Wood & wife, being duly sworn and examined to Interrogatories filed with the Commission by the Defendants Basil Wood & wife & herewith returned, deposes and says,

To the 1st Q. Int: Are you acquainted with Charlotte C. Wood & Basil Wood Defendants in this case?

Answer: Yes Sir, I am.

2^d Q. Int: Were you acquainted with Col. Thomas Hammond in his lifetime?

Answer: Yes Sir.

3^d Q. Int: State whether at any time and if so, when you were (except to) in negotiation with Mrs. C. Wood for the purchase of the place upon which she now resides in Carroll County, and if you state fully, all that was said, done in that behalf?

Answer: I couldn't tell the date of the year or month I suppose it was eleven or twelve years ago - I was at Mr. Wood's they told me the farm was for sale - Mrs. Wood said she would sell me the farm. I then agreed with her to buy it for 1300⁰⁰ cash. The contract was concluded between Mr. Wood and me. They furnished me with a copy of the deed by which they, or W. Hammond held the property - I went to Mr. Ruben Warfield and had a deed drawn by that deed in favor of William Fleming who was to pay the money for the property for whom I contracted for the property. There was a day set for me to receive a deed for the land - Mr. Flemings myself went up to Col. Hammond, Col. Hammond sent for Mr. Vankefer a Magistrate and the deed was acknowledged. Mr. Alexander before the money was paid over, came forward and refused to give Mrs. Wood possession of his property which they had bought unless Col. Hammond would endorse Mrs. Wood's note in payment of his