

me he was trying to get the money to pay David Mortgage - I don't know if Groff had the mortgage at that time

John J. Vanfossem, a Witness of lawful age produced upon the part of the Complainant, being duly sworn & examined to Interrogatories filed with the Commissioner by the Complainant, and herewith returned deposes and says to the

1st Interrogatory: (Excepted to)

Did you ever have any conversation with Mr. Grand Thomas Devilbiss, relative to the payment of this Mortgage now held by Capt. Groff if so when and what was said by the said Devilbiss?

Answer: Yes Sir I had on the corner of Market and Church Streets in Frederick City Maryland about a year ago. I told him that Dan had told me that he had bought a piece of property and gave the mortgage on it. He told me that he heard that Capt. Groff had it and he could get the money to pay it but he was intending to do it until he saw his lawyer - He said he thought that they had fixed that up between them to cheat or take the advantage of him - that they wanted to push it and make it.

To cross Interrogatories filed with the Commissioner by the Defendants & herewith returned the said John J. Vanfossem deposes & says to the

1st Interrogatory: Was this conversation a mere casual one?
Answer: He just called me aside and mentioned the matter to me

Whereupon there being no other Witnesses present to be examined and further time being required for the production of evidence the said Commission was by consent adjourned to the 6th day of June A. D. 1878, at which time and at the place aforesaid & there in the presence of the Solicitors for the Complainant and Defendants proceeded to take the following testimony, to wit.

Daniel J. Devilbiss, a Witness of lawful age, produced upon the part of the Complainant in rebuttal being duly sworn & examined to Interrogatories filed with the Commissioner by the Complainant, and herewith returned deposes and says to the

1st Interrogatory: Did you owe a note to Adam Black with your Mother as security?

Answer: No Sir.

2^d Interrogatory: How came she to pay him any money on your account?