

1st Interrogatory: Did you ever have any conversation with Isaac Thomas Devilbiss relative to this mortgage marked "Exhibit C." If so when and what was said by him?

Answer: Yes before I bought Broughe's mortgage Will he said he was trying to get the money and pay it he said he would get the money out of the Savings Institution and pay up all the mortgages he was almost certain of getting it. I waited on him some time and he still didn't get the money to pay me they then tried to borrow the money from Mr. Mullins. There was never a word said about not paying the mortgage or that there were any claims against the mortgage until after he didn't succeed with Mr. Mullins in getting the money from him.

I then got tired of waiting and got this Broughe mortgage into my hands - I then forced both of the mortgages and advertised the property. Then they refused to pay the mortgage and said it wasn't right - that they would pay a part of it, but wouldn't pay the whole. - After advertising the property the second time they came in about the hour the property was to be sold and then agreed to pay the Broughe mortgage. - Mr. Smith paid the Broughe mortgage and stopped the sale and refused to pay this mortgage; and from that out they refused to pay this mortgage.

Whereupon, there being no other witnesses present to be examined and no further time being required for the production of evidence the Commissioner closed the said Commission and herewith returns the same under his hand and seal on this 10th day of June A.D. 1878.

W B Nelson *(Seal)*
Commissioner

Cost of Commission

Complainants Costs -		
William B Nelson	Commissioner's fees	\$ 20.00
William Richardson	Sheriff do	2.50
D Ephraim Kline	Attor ^y and mileage	1.60
John J Vanpoosen	Attendance	1.50
Defendants Costs		
William B Nelson	Commissioner's fee	\$ 12.00
William Richardson	Sheriff do	80
William B Nelson <i>(Seal)</i> Commissioner		

No 4311 Equity

Stamp 5¢
Twelve months after date I promise to pay Maria Devilbiss or order the sum Eighty nine Dollars & Thirty Six cents for Value Received without interest from date - Witness my hand and seal this 30th day of March 1868.

Witness Jno H Cutshall

his
Daniel J Devilbiss *(Seal)*

\$115.⁰⁰

Thirty days after date I promise to pay, or order to Thomas Crawford the sum of One hundred & fifteen dollars for Value received
his
Daniel J Devilbiss *(Seal)*

Exhibit 1
No D

Exhibit 2
No D