No. 4242 Equity

man died, or said, with reference to the property of which he and Shellman are Trustees?

Answer. None Sir

7th Interrogatory: Did you ever have any conversation with William Hoffman about a sale of this land, the price or, any thing of that kind?

Answer: I did not.

8th Interrogatory Did you ever hear him say, on any occasion, that the price of the property was too low & he did not believe Joshua J. Zimmerman had any right to sell it so low; or, any thing of that kind?

Answer: On one occasion Mr. Hoffman said, he expected he would get that property, and would rent it to me. I merely, answered, "It is too late."

9th Interrogatory (Waived)

Whereupon, the said Commissioner was, was, by consent, adjourned to the 4th day of June A.D. 1878, at which time, and at the place aforesaid, the said Commission was adjourned to the 6th day of June, A.D. 1878, at which time, and at the place aforesaid, I then & there in the presence of the Solicitors for the exceptants & Trustees proceed to take the following evidence to wit

The Trustees filed with the Commissioner as Evidence Exhibit "M. A. F." which is herewith returned by said Commissioner

Testimony

John W. Hargate, a witness of lawful age, produced upon the part of the Exceptants, being duly sworn & examined to Interrogatories filed with the Commissioner by the Exceptants & herewith returned, deposes and says, to the

1st Interrogatory: What is your name and residence?

Answer. My name is John William Hargate. I reside in Frederick County, Md.

2d Interrogatory: Do you know the parties to this suit?

Answer. I know the parties to this suit

3d Interrogatory. Do you know the land mentioned in the 2d Report of Sales filed in this case?

Answer. Yes, I know the Land.

4th Interrogatory: What is, a fair value of the same?

Answer. I dont know exactly, probably 800$

5th Interrogatory. Did you ever have, any conversation with Joshua J. Zimmerman, about a sale of this property? If yea, give it?

Answer. No, I dont know that I had.

6th Interrogatory. What acts, or sayings, do you know that Joshua J Zimmerman said or did, with reference to the property of which he & Shellman were trustees?

Answer I dont know of Any.

7th Interrogatory: Waived as to this deponent.

8th Interrogatory. Waived as to this deponent.

9th Interrogatory. Do you know any thing on the subject of the sale of this Land or the value of it?

Answer. I had a talk with Joshua J Zimmerman, on the Harpers Ferry Road, near the Mount Zion School House the time he was about dispossessing Frank Fraley of the Farm. He was talking about Fraley being dilatory in his business. He said they had employed him in this case, and he was going to annihilate the family, he was going to "clean up" the whole thing". I told Mr Zimmerman