No 4242 Equity

has always said, and said to this morning, that he will take it at that price, but he dont care about it. His reason for buying it, he said is, that it is right facing his buildings – There's only the County road between his buildings, and this land – He said, he wouldnt buy it all, only it faces him, and is an encumbrance to his property, and if it laid anywhere else, he wouldnt make any offer for it. He wouldnt have it.

3d Interrogatory: Do you know any one able and willing to give a larger price for the eleven acres of land, than $550–, which Hoffman has purchased it for?

Answer: I dont.

To Cross Interrogatories filed with the Commissioner by the Exceptants, and herewith returned, the said Joshua J. Zimmerman deposes & says to the

1st C. Interrogatory: Did you ever say to Mrs Fraley, in the spring of 1877, that you would starve her, if you could?

Answer: No indeed, I never did.

Testimony

Daniel J. Shellman, a witness of lawful age, produced upon the part of the Trustees, being duly sworn & examined to Interrogatories filed with the Commissioner by the Trustees, and herewith returned, deposes and says to the

1st Interrogatory: What is your relation to the proceedings in this case?

Answer: I am one of the Trustees.

2d Interrogatory: State what you and your Co-Trustee have done in your endeavors to sell these eleven acres of Land & with what result?

Answer: We advertized and offered it at public sale, but got no bid on the property – We have had no other bids, that I know of, but Hoffman's bid of $550– That was the best and only bid we had.

3d Interrogatory: Do you know any one able and willing to give a larger price for the eleven acres of Land, that $550 – which Hoffman has purchased it for?

Answer: No. I do not. Under the present circumstances, that is as much as it will bring

Exhibit No 1

To Cross Interrogatories filed with the Commissioner by the Exceptants & herewith returned, the said Daniel J. Shellman deposes & says, to the

1st C. Interrogatory: Did you ever say to Mrs Fraley, in the spring of 1877, that you would starve her, if you could?

Answer: No, I never did; – or any thing of the kind?

2d C. Interrogatory: Did you not have some negotiations with Joseph Zimmerman about his buying this place?

Answer: Not about this place, but I had about the other.

Whereupon, there being no other witnesses present to be examined, and no further time being required for the production of evidences, the Commissioner closed the said Commission and herewith returns the same under his hand and seal, on this 11th day of June A. D. 1878.

W B Nelson (Seal)
Commissioner