

No. 3972 Equity

& the colt went away on the same day.

9th Int:— Where did they go, and how?

Ans:— The one that went away on the 8th, went to my place, & the one that went on the 18th went to Joseph Fressler & the Colt went to Complainant

10th Int:— What became of the one on your place?

Ans:— Well, I kept it until the 18th of March 1874, when it was taken from me by a Constable, named Mr. Lease, in Pennsylvania, where I live. The other was taken, at the same time, by the same Constable.

11th Int:— How you know what became of the Colt?

Ans:— Mr. Lease took the Colt the next day.

12th Int:— Under what claim, or authority, did Mr. Lease tell you he took the horses?

Ans:— Well, he had written authority, or something of that kind, & took them in behalf of the widow Sarah Miller.

13th Int:— Did Simon Miller, in his life time, ever tell you who owned these horses?

Ans:— Not in particular. I used to work the horses sometimes & he told me & he told me to come down & get a horse of him.

14th Int:— How you know who Simon Miller sold one of these horses to, & when?

Ans:— He had sold it to John Musgrave. It didn't suit Musgrave & he returned it.

15th Int:— What was the value of the horses you speak of, when taken from you?

Ans:— The two together were worth from 125 \$ to 150 \$. I don't know anything about the value of the colt.

To the Cross Interrogatories filed with the Commissioner by the Defendants & herewith returned the said George W. Ambrose, deposes & says, to the

1st Q. Int:— Where does Jacob Miller, the Complainant reside?

Ans:— In Adams County, Pennsylvania.

2d Q. Int:— Where do you reside?

Ans:— In Adams County, Pennsylvania?

3d Q. Int:— How came you to get possession of and at whose instance?

Ans:— At Jacob Miller's & the widow's instance. In the first place I went to Jacob Miller, & he wanted me to take this brown mare, any how I agreed to take them, provided they were both agreed. I came to the widow and she wouldn't agree. She said she wanted to come to Frederick first. The next day she came up to my house, and said she couldn't get no horse to come to Frederick & I should come & get the mare. This was on Saturday. On Monday I went to get her and she was down and I couldn't get her off, as she was pretty nearly starved, I suppose.

4th Q. Int:— Did you buy the horses from Jacob Miller, or were you merely to keep them?

Ans:— I was to keep them a year for their feed, if they were able to earn their feed:— if they were not, it was to be made right when the horses were sold. This was the understanding I had with Jacob Miller.

5th Q. Int:— What was the condition of the mare & Colt when taken from Mrs. Miller?

Testimony of
Geo W. Ambrose