

No. 5226 Equity

property had been knocked down, the first time, saw or had any conversation with Mrs. Todd?

Ans. I don't think he had. He was under my eyes, all the time, and I didn't see Mrs. Todd, about.

32 x Q. How, after did Mrs. Todd ask for a few minutes to go to the house?

Ans. He went in twice but whether he asked the first time or not I am not certain.

33 x Q. You stated that there was a halt in the bidding on this lot, and that Mr. Rogers and Mr. Todd had some talk together? Was that conversation during this halt? Ans. Yes sir.

34 x Q. Where were you, at that time, and how far from them? Ans. Just in front of the Auctioneer, and I suppose 20 or 30 feet from those gentlemen.

35 x Q. Did you hear what that conversation was?

Testimony

Ans. No sir.

36 x Q. How long after it had been knocked down the second time was before Mr. Rogers left? Ans. I suppose about ten minutes.

37 x Q. Then he remained on the premises about ten minutes after the completion of the sale?

Ans. I would suppose it was that long.

38 x Q. Did Mr. Rogers make no remark about the necessity of his being in a hurry to make the train?

Ans. Remember his saying that he would be kept busy to make the train, or words to that effect.

39 x Q. Was this said during the time the Auctioneer was crying the property?

Ans. Not to my recollection. I think the remark was made when he went to the carriage.

40 x Q. What is the distance from Utica to Frederick? Ans. About 6 miles.

41 x Q. At what time did the train leave Frederick, that Mr. Rogers went to?

Ans. I am not certain about, I think 4.25 was the time.

42 x Q. You spoke of the sale being a very slow sale? Do you mean the bidders were slow in bidding?

Ans. No specially. I mean that there was great time given for bidding and a great deal time spent in making the sale.

43 x Q. It was was it that Mr. Todd had this conversation with you in which you told him that you did not know that you would be a bidder owing to the way the property was advertised?

Ans. Before the sale and directly I got there.

44 x Q. Who else was by? Ans. No one.

45 x Q. He said that he had prevailed upon Mr. Rogers to offer it differently. did he explain how differently?

Ans. He said the property would be offered together excepting the storehouse (Lot No. 4). That was what he said.

46 x Q. What is the value per acre?

Ans. In my judgment on the condition it is in if it brings \$40 per acre it would be pretty well sold.

47 x Q. Who was that bid \$3150 for it? Ans. I can't tell you sir.

48 x Q. Did you sell any land recently or was any land recently sold in which you had an interest in this immediate vicinity with out improvements upon it?