No. 6459 Equity

Re-Direct Examination -

1. Q. At what did your mother or yourself ever own or claim to own any property in Berlin other than the lots 10 & 11 or did you ever pay taxes on any other property in said town? (Excepting to)

Ans. No Sir.

To the Gen. Int. by the Examr.,

Ans. I can not,

William F. Hayes.

John L. Jordan a witness of lawful age produced on the part of the plaintiff being duly sworn and Examined deposes and says as follows:

1st Int. State your name age and residence?

Ans. John L. Jordan, 48 years Brunswick, Md.

2d Int. How long have you known Lots Nos 10 & 11 in the old town of Berlin?

Ans. 30 or 35 years.

3 Int. who has been in possession of those lots?

Ans. Mrs. Hayes and son occupied them, when I first knew them. She lived there till her death. They were always looked upon as the Hayes lots until the last few years when a person by the name of Johnson claimed them or a portion of them,

4 Int. Did you ever know or hear of any other persons claiming title to those lots besides Mrs Hayes & Mrs. Johnson?

Ans. No Sir I have lived in Berlin since 1852.

5 Int. Is either Lot susceptible of division without loss or injury?

Ans. I dont think so. They are more desirable entire than they would be divided.

Cross Examination by Mr. Rohrbach

1x Int. If lots Nos 10 & 11 are the property of the Plaintiff Hayes and Mrs. Johnson, can not each take one of the lots in question without the necessity of a sale by the intervention of the Court?

Ans. I suppose they can if you can get them to agree to it.

2x Int. Is it not a fact that Lot No. 11 never was occupied since 1870?

Ans. I dont know about it being occupied. It was all under one fence when the house was occupied by Mrs. Hayes. There is fence now only on the South side of it, and not much of a fence at that. Their fence on the South side is between Lot No. 10 and No 9.

3 Int. Do you know if any body paid or received the rental for Lot No. 10 for the past 25 years?

Ans. I do not.

4x Int. Since what time has lot No 10 been known as the Johnson property?

Ans. To my knowledge about 5 years I have heard of the Johnsons claiming it or a part of it.

5 Int. what was Lot No. 10 worth in 1870 and what now?

Ans. In 1870 between $100 & 150. Now $500 or $600.

6x Int. Is it not a fact that for the past 25 years lots Nos. 10 & 11 have been occupied by various parties at their own free will?

Ans. I dont know about their own free will. but they have been occupied by various parties.

To the Gen. Int. by the Examiner.

Ans. Not that I know of.

John L. Jordan