No. 8013 Equity:-

is necessarily so involved with the conduct of the business in Washington as to make the question as just difficult to answer fairly from being information vague as it is. The business in Washington Property conducted under would have been paying one but for the proceedings in that jurisdiction in regard to the closing up of the Builders Supply Co. in the case instituted by Fred Frow against Builders Supply Co. Holmes & others in which Receivers were appointed for the Company in April 1906.

25th/ State if the machinery and personal property of the Company in Frederick County was and is in danger of loss and waste?

Ans. It is in danger of loss & waste by being unused.

27th/ State if in your opinion it would be advantageous to all the parties in interested in this cause and to the stock holders and creditors that the affairs of the Company in Frederick County be wound up by Receivers appointed by the Court?- (Excepted to).

Ans. In my opinion it would be advantageous to all the parties in interest, stock holders & creditors to have the affairs of the Company wound up so far as the interest in this County are concerned, but if there is a corporation in my opinion it would be more advantageous to have such winding up done by the officers of such corporation rather than by such receivers.

28th/ Do you know of any judgments, Taxes, Mortgages or any other character of lien are on the real & personal assets of the corporation in this County.

(Excepted to)

Ans. I know of no judgments or mortgages. I understand there are some taxes due.

29th/ Has all the machinery, such as the engine, boiler, stone-crusher, steam drill & tools & other personal property been fully paid for by the Company?

Ans. So far as I know they have all been paid for by the Company or by myself.

30th Who is the present or last Treasurer of the Company?

(Excepted to.)

Ans. Mr. Marshall Fout.

31st/ Is the Treasurer now or former Treasurer? (Excepted to)

Ans. He was the ~~only Treasurer. His surety was never elected~~? (Excepted to)

32nd/ Who was the last Secretary of the Company? (" ")

Ans. I was so far as being successor, being elected still am.

Cross examined by Mr. Fogel -

1st X Do you know why the Plant belonging to this company was closed