No. 8013 Equity.

occurred to my knowledge.

86x With reference to the non-payment of a State tax in Delaware did not both you & your Stockholders direct you. Believes not to pay the same?- Stating that you desired to reorganize or reincorporate the Company under the laws & eliminating the interests of the Frederick People?-

ans. No. Sir:- I did not, knowing of the tax not being paid until 3 days before Receivers were appointed.

87x Do you mean to deny taking part in a conversation of the character of that above indicated?-

ans. Mr. Holmes said that he would get $3000.00 from Dr. Bliss & would buy the Stockholders & Mrs. Stokes of Stock & then he was going to reincorporate that's all I remember.

88x Isn't it a fact that both you & the Stockholders desired to get the Frederick People out of the Company.?-

ans. Mr. Holmes always suggested that we get rid of the Frederick element. It was his suggestion all the time.

89x. The minutes of your meetings shows that both you & Mr. Stockholders desired to eliminate them. The minutes are correct in this regard are they not?-

ans. I don't remember the minutes on the book but if I remember it correctly, Mr. Eichelberger was down there one day & Mr. Holmes suggested to Mr. Eichelberger that we turn over the Frederick property to him and Mr. Tant for the Stock they held in the Company.

90x You made a personal trip to Frederick with a view to securing that end.?-

ans. Yes. Mr. Holmes & myself came up here to see them about that same thing.

91x Don't you know that under the Charter & By Laws & orders of the Company it is and was the duty of Mr. Eichelberger, the Company's Secretary and attorney to attend to all matters with relation to the Company's charter? and other matters connected therewith in the State of Delaware?-

ans. I understood Mr. Holmes had charge of paying all these things. he paid another tax there. I know.

92x That payments were made as a result of a resolution to that effect. passed by the Board of Directors, in meeting assembled. Was it?-

ans. I don't remember.

93x In direct examination you said the Builders Supply Co. now has not Corporate existence, that is based upon what some one told you: is it not?-

ans. Mr. Holmes showed me the notice from Delaware to that effect about three days before receivers were appointed that's the only information I have.