

A. Yes sir; my mother died first.

12x. You stated something about Elmer Mateny having occupied this property since the year 1902, is that right?

A. Yes sir, I think that is correct.

13x. And he had the control and management of it absolutely since that time? (Exo. to)

A. Yes sir, he has been living there since that time.

14x. Has occupied it and gotten the proceeds from it? (Excepted to)

A. Well, I suppose he has.

15x. You didn't get any of the proceeds?

A. No, sir.

16x. Have you ever made any claim on him for rent of said property? (Excepted to)

A. I thought he ought to pay some rent, yes sir.

17x. Have you ever made any claim on him for any rent? (Excepted to)

A. No, I haven't made any claim.

18x. And he doesn't owe you, according to your idea, anything for rent of this property (Excepted to as leading)

A. No, he doesn't owe me anything, no more than of the balance of them.

19x. He doesn't owe you anything, does he? (Excepted to)

A. No, I don't suppose so.

20x. You don't claim he owes you any rent for this property at all for having occupied it? (Excepted to)

A. No, not me myself.

21x. You are not agent for anybody else but yourself, are you? (Excepted to)

A. No, sir.

22x. Did you ever make any demand on Mrs. Gardner to pay any more than she has paid on this property?

A. Not her, no sir, all the demands I made was on Lorenzo Gardner, he was the one who was to settle up the affairs but he never did it.

23x. Did you pay for any of the repairs on this property?

A. No sir.

24x. All property has increased in value along that State road since the State road has been built, hasn't it?

A. I think so, yes sir.

25x. It is a natural increase in value since that road has been built?

A. Yes sir.

RE-DIRECT EXAMINATION.

1r. Does that account for the whole increase in value of this property, the State road being their?

A. Oh, no.

2r. What is the main part of the increase in value due to?

A. Due to the repairs done on it in the last ten or twelve years.

RE-CROSS EXAMINATION.

1rx. Do you know who paid for the repairs on this property?

A. Yes sir, Elmer Mateny.

2rx. Did he pay for all of them?

A. Well, as far as I know.

3rx. And you think that the repairs are worth the rental value of the property during that time?

A. I think they are, yes sir, because before that nobody wouldn't have wanted it at any price.

4rx. It sold for four hundred and some dollars, didn't it?

A. Yes, of course it did.

5rx. He didn't have to live there?

A. No, he didn't have to live there but through Lorenzo Gardner and him he was to stay there.