

6rx. Who got the benefit of those repairs in these thirteen years?

A. I suppose he did; I didn't, I know.

7rx. Mrs. Gardner didn't set them, did she? (Excepted to)

A. I don't know that she did she might have got some of them.

8rx. Did she authorize these repairs to be made? (Excepted to)

A. I don't know that.

RE-RE-DIRECT EXAMINATION.

1rr. Who was suppose to be looking after the matter of settling up the property after the sale? (Excepted to)

A. Mr. Wood was to settle up everything.

2rr. What Wood was that?

A. John R. Wood.

To the General Interrogatory.

A. Nothing further.

ELMER MATENY, a witness of lawful age, produced on the part of the plaintiff, being first duly sworn, deposes and says as follows:-

1. State your name, age and residence.

A. Elmer Mateny; 53 years of age; Petersville, Frederick County, Maryland.

2. What relation are you to Emeline Gardner, formerly Emeline Mateny?

A. I was her son.

3. What did you do in regard to the mortgage and the costs in this case after the foreclosure? (Ex. to)

A. My brother here had the mortgage; he said he really needed his money and I was after Lorenzo to come in and settle this affair up. My brother had spoken to him several times, he would like to have his money but he never gave him any money or came in to pay it, and I sold the last horse I had in the world to pay this mortgage off.

4. Who did you pay it to and how much did you pay? (Excepted to)

A. Paid it to brother Clint hereup in Mr. Wood's office, \$128.00 or \$130.00; we paid the mortgage and the costs of the sale all up.

5. Do you know how much the costs in the case were? (Excepted to)

A. Somewheres near about \$28.00 or \$30.00.

6. And the mortgage and interest then amounted to about \$100.00, is that right? (Excepted to)

A. Yes sir.

7. When was that? (Excepted to)

A. In 1902, something like that.

8. That was right after the sale, was it? (Excepted to)

A. Yes sir.

9. Have you ever received any payment for that? (Excepted to)

A. Not one cent.

10. Been re-imbursed for it? (Excepted to)

A. No sir.

11. Been paid any interest on it? (Excepted to)

A. No sir, not one cent.

12. then there is due you for that the amount that you paid and interest since that time? (Excepted to)

A. Yes sir.

13. have you ever lived in this property in question in this case?

A. I was born there and been living there fifty-three years.

14. In the last thirteen years since the sale under the foreclosure have you been occupying the property during that time?

A. Yes sir, I have been there all my lifetime with the other part of the family.

15. Have the rest of the family lived there since the sale?

A. Yes sir.