

40x. Will you say that Mrs. Gardner or her husband didn't pay any taxes on this property prior to that time?

I don't know if they paid 1912, or not; Will said he did.

41x. Do you know whether they paid any other years?

A. If they did, the County is taking taxes from two different people.

42x. Who did you pay your taxes to?

A. Lorenzo; I would give the bills to Lorenzo--he was always running here to Frederick--and I gave him money to come in here and pay them.

43x. Then you didn't pay them to the County?

A. I didn't pay it to the County, no sir; I gave him the money to pay them, he always came in here to pay them. The tax bills all came to Petersville in my mother's name, all but 1912, came there.

44x. Did Mrs. Gardner ever ask you to pay any taxes on this property?

A. No sir.

45x. Or insurance?

A. No sir.

46x. Who took care of Mr. William Gardner during the last year of his life? (Excepted to)

A. Well, I don't know; he went away from Petersville and I don't know who took care of him; I couldn't swear who.

47x. Your mother died before he did, didn't she?

A. Yes sir.

48x. And he had a dower interest in her property? (Excepted to) (No answer)

49x. And Lorenzo had talked with you all in reference to that Mr. Gardner ought to be taken care of, that he was feeble? (Ex. to)

A. Well, wasn't he taken care of? He left on his own account, nobody ordered him away from there,

50x. You knew it was the understanding among the children of Mrs. Gardner that the person taking care of him was to be paid for it out of her estate? (Excepted to)

A. No sir, my mother never made any such arrangements.

51x. I notice that you stated \$4.00 a month as the rental value of this property for thirteen years. Is that correct?

A. Yes sir.

52x. Then it was worth no more to you after you put the improvements on it than before?

A. It wasn't worth as much before; when I put them on it wasn't worth anything.

53x. Then your first answer was not correct?

A. There wouldn't anybody live in it at all before I fixed it up; Couldn't have rented it for nothing

54x. Then please state to the Court why you didn't move out instead of staying there?

A. Because I had an interest in it and had no right to move out until the property was sold and every heir got what belonged to him.

55x. And you had an interest in property that had been sold under a mortgage sale, and you didn't buy it? (Excepted to)

A. Well, no I didn't buy it.

To the general Interrogatory.

A. Nothing further.

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(At this point the plaintiff closes.)

(Met, pursuant to adjournment, at the law offices  
of the Examiner, on Tuesday, August 3rd, A.D. 1915,  
at 2.00 o'clock P.M.)

(DEFENDANT'S TESTIMONY.)

MRS. EVELYN MAUD GARDNER, one of the defendants, produced in her own behalf, being first duly sworn, deposes and says as follows:-

1. State your name, age and residence.