

Ans. Having the paper before me, as I now have my memory is sufficient reference for me to state positively that Mr. Schloegel called my attention to it and explained it at the time.

6.X.Int. When you testified in chief that you thought Mr. Schloegel did this, did you not have the paper in your hand and before you then?

Ans. I had the paper before me when testifying in chief.

7.X.Int. What makes you more positive now than then?

Ans. I have several papers before me then and if I did testify with any uncertainty then I am positive now.

8.X.Int. At what time in the day was the deed to Kamberger executed?

Ans. Very late in the afternoon, possibly at least 5 o'clock and in the Clerk's office.

9.X.Int. Was Mr. Alexander Neill of Hagerstown present?

Ans. He was and received the money from Mr. Schloegel.

10.X.Int. How much was it?

Ans. \$800. perhaps a little less or a little more but it was about \$800.

11.X.Int. At what time of the day was the Mortgage to Mrs. Heck executed?

Ans. I think in the early afternoon.

12.X.Int. Did you go along to the Clerk's office with them on that occasion?

Ans. I think not, and that my council with the matter ended in my office.

13.X.Int. Was it not at the time Mrs. Hecks Mortgage was executed that you met Mr. Neill in the Clerk's office and Mr. Schloegel paid Mr. Neill money as testified by you?

Ans. That is not my recollection of it.

14.X.Int. Do you feel certain that such is not the real fact?

Ans. From the circumstances of the case, and the conversation and remarks, when and there took place I believe that I am right,

RE-DIRECT EXAMINATION.

1.R.Int. Look at the original Mortgage to Kamberger filed as Exhibit No. 16 and state what time in the day it showed it was received for record?

Ans. At 5.30 P.M. on Oct, 29, 1892. To the Gen. Int. by the Examiner.

Ans. I do not.

Edward Hewes.

William E. Schloegel (The Respondent) a witness of lawful age produced on his own behalf being duly sworn and examined deposes and says:-

1st.Int. Look at Exhibit 0.16. filed this day and state if you know the consideration paid by Mr. Kamberger to Mr. Bretz for the interest therein conveyed? (Excepted to)

Ans. As far as I recollect it was \$8000.

2 Int. Were you a part to the transaction?

Ans. I drew up the papers, and delivered the money.

3.Int. I what capacity were you acting at the time?

Ans. Attorney for Otto Kamberger.

4.Int. Was the money paid by check or in cash?

Ans. It seems to me it was in cash.

5.Int. Did Mr. Bretz ever tell you what lot No. 61 cost him?

Ans. Mr. Bretz tell me at the close of the 3rd sale that lot No. 61 brought a good price as he had only paid \$1500 or 1600. for the whole interest.

6.Int. With or without improvements?

Ans. He did not mention any improvements at the time, but to my knowledge the improvements were all there when he bought it excepting the ten pin alley, the livery stable and look up.

7.Int. Mr. Bretz testified to the effect that a man by the name of Plash would have purchased the store rooms, had the property on each lot been sold in separate parcels. Did you