

A. About a year ago, in last March.

Q. Where did she die, Mr. Stillions?

A. She died at Montevue. She lived five days after her people took her out there.

Q. TO THE GENERAL INTERROGATORY.

A. Nothing further.

Signature of witness waived.

MONCURE B. THOMAS, a witness of lawful age, produced on the part of the defendants, being first duly sworn and examined viva. voce, deposes and says as follows:

(Question by Mr. DeLauter)

Q. Mr. Thomas, state your name, age and residence.

A. Moncure B. Thomas; age 64; I live near Middletown.

Q. Did you know Mary Michael Stillions and her husband, Frank Stillions?

A. Yes sir.

Q. How far do you live from where they lived?

A. I expect about as far as from here down to the Buffalo; about a quarter of a mile. My property joins the Stillions property.

Q. How long have you lived there, Mr. Thomas?

A. Well, I guess I have been living out there about 27 years now.

Q. Did you know the late Isaac Michael?

A. Very well; we bought his property from him where we live now.

Q. Do you know when Mr. Michael first moved on this Stillion property?

A. No, sir, I guess he moved there before I came up. I have been up there 47 years now.

Q. Do you know when he died?

A. Not the year, no sir, but I was there when he died, about 31 years ago.

Q. Who has been occupying the property, that is the Stillion Property, for the past 25 or 30 years?

A. Well, he has been there for about 19 years, and I do not know how long the old man lived there, but she was there less than he was, but I can't tell how long.

Q. Has any other person exercised any acts of ownership over this property, to your knowledge? (Excepted to).

A. Not that I know of, except when they took her to Montevue, they didn't come there at all.

Q. Who cultivated the land?

A. Mr. Stillions.

Q. Who lived in the house?

A. Him and his wife.

Q. In your opinion, Mr. Thomas, what is this property worth?

A. Well, I wouldn't give over \$150 for it. The house isn't worth anything but for firewood.

Q. Will you look at the receipt from Sheriff Zimmerman which I now hand you, and state what, if anything, you know about the receipt?

A. I do not know anything more than I was told by Mr. Isaac Michael. He said he made this over to Mary Ann. I said in what way. Well, he says, I never had any deed. He wrote it on the back of it.

CROSS EXAMINATION.

(Question by Mr. Mathias)

Q. Mr. Thomas, you say you have lived adjoining this property for a number of years?

A. At least 27.

Q. You lived there when Mr. Isaac Michael lived on this property, did you not?

A. Yes sir.