

Q (Mr. DeLauter) Did you meet Mr. Coblentz at his office at any time after your father's death?

A Yes.

Q Was the deed discussed on that occasion?

A Yes. Not the deed particular. He said he looked for the deed and couldn't find it, apparently was lost.

Q Did he say looked for whose deed?

A He said, "Looked for your father's deed".

Q And couldn't find it?

A And couldn't find it.

Q That's about all the --

A That was about all. Wanted to know whether we could arrange to make settlement in any way.

(Motion by Mr. Coblentz to strike out the testimony with reference to conversations with Edward A. Toms)

CROSS EXAMINATION BY MR. COBLENTZ:

Q You had some conversation with Mr. Coblentz about the sale of this property, didn't you, or the purchase of it?

A Yes.

Q And it was agreed between you at that time that he was to sign the deed for the property?

A No, that he couldn't give good title to the property.

Q Why?

A Because no title company would give a good record title to it. The New York Title Co. wouldn't. I cannot say why now. I don't know anything about the title business up here.

Q Did you consult a title company?

A We did in Washington. I think a man named Helfenstein, an attorney here in Frederick, represents him.

Q Did they say they couldn't give title?

A There wasn't any report on it, just a defective title, and wouldn't assure the title, that was all; didn't give any reasons why. Said they wouldn't assure it. Mr. Coblentz informed me it wasn't necessary, that he would deliver a good deed, but Mr. Coblentz's delivery might go with some people; didn't satisfy the New York Company.

Q You were arranging to have him sign the deed?

A No, I wanted the title to the property to be good. I didn't care who would sign it so I could get an assured title and be good.

Q Didn't you children agree with Mr. Coblentz to buy it from him for \$6,000?

A We did. We were to get the property with the understanding that all obligations of my father and mother at the Valley Savings, Central Trust Co. and Blue Ridge Securities Co. would be cancelled and be an assured title to the property when we would get it. It couldn't be delivered according to the New York Title Co.

MRS. ANITA GILL, a defendant, being first duly sworn, deposes and says:

By Mr. Coblentz:

Q Mrs. Gill, you are living in Washington now?

A Yes, sir.

Q You were living in Middletown when your father built the house on Prospect Street?

A Yes, sir.

Q You know from whom the lot was bought?

A The Middletown Improvement Association I always understood it was. I never had anything to do with it.