

Calvin S. Lohr, a witness of lawful age, produced on behalf of the Plaintiffs, being duly sworn, deposes and says as follows:

Q. Will you state your full name and age.

A. Calvin S. Lohr; aged 40 years.

Q. What is your principal business?

A. Real estate and insurance.

Q. Was the real estate owned by the late William F. Walter listed with you for sale?

A. Yes.

Q. Who listed the property with you?

A. Mrs. Sarah C. Walter, the widow of William F. Walter.

Q. Do you know about when the listing was made.

A. About March 1, 1941.

Q. Will you describe briefly what efforts were made to effect sale of this property?

A. I advertised the property in the local paper and also contacted a number of persons in the community whom I thought would be interested in the farm; and the best offer that I could secure was \$3,850.00, including the mountain lot.

Q. Did you procure the Contract of Sale, dated November 29, 1941, between Sarah C. Walter, widow, et. al., and James A. Long?

A. Yes, sir.

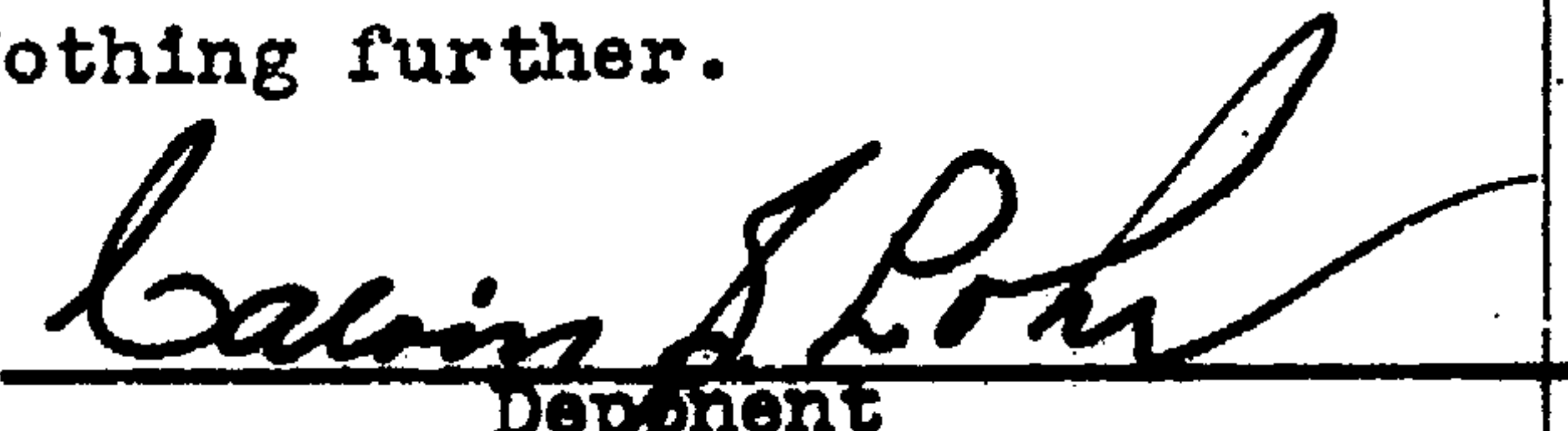
Q. In your opinion does the purchase price mentioned in the contract represent the fair market value of the real estate as of that date?

A. Yes, in view of the location of this farm, which is almost inaccessible during winter months, and the condition of the improvements. The dwelling is in fair condition, but the barn and outbuildings are in need of repairs. Their condition will constantly grow worse unless money is promptly laid out to correct their condition.

Q. What understanding was made with reference to the compensation for your services in procuring the contract?

A. A commission of 5% was to be paid on the sale of the place.

To the General Interrogatory: Nothing further.


Deponent