paid the taxes on the property. Witness has spoken of in answer to the 2nd Interrogatory. Witness finds in his memorandum books a memorandum that 1844 Mordecai Haines paid $15. on account of the taxes charged to Nathan Haines. The tax bills for 1843 and 1844 were made out against Nathan Haines.

Cross. Whereupon the Counsel for the Defendants exhibited his cross interrogatories to be put to the said Witness, which are herewith returned, and the said Witness being examined thereon deposes and says.

To the Cross Interrogatory to him propounded

That he has a very indistinct recollection of Nathan Haines saying something about the taxes. It is very indistinct. Witness cannot recollect what the conversation was. It was something about the parties in possession of the land paying part of the money. But whether he meant paying this as owners, or as tenants or as rent Witness does not know. Witness recollection is very indistinct

William Simpson, a Witness of lawful age produced on the part of the Complainant, being duly sworn on the Holy Evangely of Almighty God and examined to Interrogatories filed with the Commissioner, by the Complainants and herewith returned, deposes and says.

1. The first Interrogatory is waived

2. To the second Interrogatory that

He is of impression from the general report of the Neighbourhood, that Nathan Haines at the time of his death was in possession of a tract of land, situated in Howard District of Anne Arundle County, between ten and twelve miles from Ellicotts Mills. He (Nathan Haines) died on this place. but Witness does know that he was in possession of it when he died.

3. The Third Interrogatory is waived

Add'l. To the Additional Interrogatory that

He was collector of taxes for the second collection District of Howard District in 1847 and 1848. The taxes on the above mentioned property for 1847 were paid late in the Spring or Summer of 1848. before the death of Nathan Haines, Witness is not certain that they were paid by Nathan Haines. A part of them were to be paid by Mordecai Haines, by his promise, but Witness does not know whether they were all paid by Nathan Haines, or a part by Mordecai Haines. The tax bills were all made out against Nathan Haines. When Witness called for the money about the third time Nathan Haines was not ready to pay him but told him that he (said Haines) would see the others. that he had paid the taxes long enough, and that they must pay their part of them. He (said Nathan) said that he would see William Henry Hardy, and his son Mordecai Haines and that they must pay their part of the taxes.

that the land was for them, or was theirs Witness cannot recollect which words he used. Witness was obliged to call several times for the money after this conversation, Nathan Haines, at the same time, said something about having some lines run by the Surveyors. Witness told him that he had nothing to do with the lines, that he owed the money, and must pay it, that the tax bill was against him. After this Nathan Haines came to Witness house and paid him.

The Commissioner adjourned the Commission to 10. O'clock A.M. on Tuesday the 24th day of May 1853, at Ellicotts Mills Howard County.

Tuesday 24th May 1853.

The Commission met pursuant to adjournment present the Complainants and Hon Edward Hammond, and William H. J. Dorsey Esq. Solicitors for the Defendants.

Mary Haines a Witness of Lawful age, produced on the part of the Defendants, being duly sworn on the Holy Evangely of Almighty God, and examined to interrogatories, filed with the Commissioner by the Defendants, and herewith returned, deposes and says (Subject to the agreement herewith filed and returned.)

1. To the first Interrogatory that

She is acquainted with the hand writing of Nathan Haines, she has seen him write very often, and is well acquainted with his hand writing. The Signature attached to the paper marked "Exhibit "A" is in the hand writing of Nathan Haines. She knows it is his hand writing by the peculiar way in which the "H's are made, and by the writing generally.

2d To the Second Interrogatory that

She has heard Nathan Haines say that he had given the land to Ellen Hardy, that she need not be afraid to build upon it, because it was hers. He (Nathan Haines) spoke of the land that Nicholas Hardy and built upon. This conversation was four or five Years before the death of Nathan Haines, who died four years ago last September. He was talking to Witness and his family, when he said this. Witness niece was present at the time, Nicholas Hardy and his Wife were in possession of this property at the time of Nathan Haines death and were in possession of it at the time of the above mentioned Conversation.

3. To the third Interrogatory

She is the daughter of the said Nathan Haines, during the life time of her Father. She resided with him. She resided with him at the time of the conversation spoken of

4th To the fourth Interrogatory that

That the taxes on the said land were paid by Nicholas Hardy. He gave the money to Nathan Haines to pay the taxes, that it might all be paid together.