the said Frank been a successful Miller for many years previous to the making of the said deeds;
5th What is and has been the character of the said Frank the Complainant for his business habits industry and general success in life; and is not the said Frank at this time a man of very considerable property and pecuniary means.
6th Has not the said Christian New comer a family and has he not as a man of family provided for their support — and do you not know of the said Christian New comer ever being appointed trustee of a primary school in his neighborhood.

R. N. Alvey & A. Neill Jr } Solrs for Complt

Cross Interrogatory by Defendants Counsel marked "S.D.N."
x Interrogatories by Defendants Counsel to Daniel Hetrick.
1. Suppose the undivided fourth held by Christian New comer Sen in the lands spoken of could be purchased out in a short time and that fact were known would the three fourths be any, if much affected in price, and how old was Christian New comer Sen in 1825 or there abouts, and when did he die;
2d Where does the Defendant John Frank now reside, and how long has he resided there;
3d If the Defendant Christian F. New comer was now a Trustee of a Primary School would he be competent for such a situation and can the said Christian read or write;

Sept 11/54. Weisel & Roman for D.

Complainants Cross Interrogatories marked "D.S."

John Frank vs C. New comer and others } No. Equity
Cross Interrogatory on the part of Complainant to David Stouffer a Witness on the part of Defendant.

1st State what the lands mentioned in the deeds are worth at this time and state whether the lands are worth more now than they were in 1825 about the years 1825, 1826 or 1827 and if there be a difference in the price or worth of the said lands what is the difference in such value;
2d You state that Christian New comer rented the land from Andrew New comer and gave him as rent two out of five shares of the crops. State how you know of these facts — whether you learn these facts from Christian New comer or Andrew New comer
3d Have you not been frequently talked to upon the subject of this suit and about the evidence you could give, and if so, who talked to you upon the subject.

R. N. Alvey Solr for Compt

Complainants Cross Interrogatories marked "J.N."

John Frank vs C. New comer and others } In the Circuit Court for Washington County as a Court of Equity. No.
Cross Interrogatory to be propounded to John Horine a Witness to be examined on the part of Defendants.

1st Supposing there was an undivided interest of one fourth of

the said Estate resisting and outstanding in third parties how would it affect the price of said land if it would affect it at all, and if such fact would affect the price how and to what extent.
2d Is not Christian New comer a man of family and has he not provided for them — and is it an ordinary thing to find men in the community with families without mental capacity to provide for them;

R. N. Alvey Solr for Compt

Defendants additional Interrogatories marked "D.N."

John Frank vs Christian New comer and others } In the Circuit Court for Washington County in Equity — No. 1176.
Additional Interrogatories to be propounded to David New comer to be produced sworn and examined as the part of the Defendants in the above cause.

1. Are you acquainted with the handwriting of your deceased bro the Answer New comer, and if so, state how you became acquainted with it and whether the papers now shown you and to accompany your answer, are in his handwriting;
2d How often did you visit the said Answer after the execution of the deeds A. & B. Exhibited with Complainants Bill; and were you or not in the habit of visiting him up to the time of his death. State whether the said Answer did or did not continue in the possession of all the said lands mentioned in said Deeds and which were not sold off by him to others from the dates of said Deeds up to his death; and whether that possession was or was not exclusive and uninterrupted in him he claiming title to the same as his own; State any facts or acts of said Answer or declarations of his within your knowledge showing the nature and character of his possession.
3d Do you know or not through whose influence it was that Elizabeth New comer the widow of said Answer was induced to renounce the devise and bequests made to her by the Will of her said husband. If yes, state the same.
4th Had you any conversation with said Answer shortly before his death or at any other time relative to the condition of his estate and his indebtedness; if so, state the same.
5. Do you know or not whether Christian F. New comer the Defendant can read or write, calculate interest, count money, keep accounts — and is he or is he not apt to be controlled or influenced by others in any business transactions he may have.

Sept 13. 1854. J. D. Roman, D. Weisel for Defts

Complainants Special Interrogatories marked "C.D.N."

John Frank vs Christian New comer and others } In the Circuit Court for Washington County. No.
Special Interrogatories to be propounded to David New comer a Witness produced on the part of the Defendants

1st Are you related to the parties Defendants in this cause, and if so, in what degree.