10 Answer. I think I did. 11 Answer" In the name of James E Davis that is my recollection of it and the custom of the office, was the property stood in the name of James E Davis in 1857 and 1858 Ebbachs name may or may not have been on one or other of the Bills or both". 12" Interrogatory What is the custom of the Office that is, is it or is it not the custom to make out the bills in the name of the parties whose name appears on the book. 12 Answer" The custom is to make out the bills in the name of the parties to whom it is charged in the Ledger" 13 Interrogatory In whose name were the taxes charged on the Ledger in these instances and for what years, 13 Answer In the name of James E Davis for 1857 and 1858. 14" Interrogatory When was the property transferred to James E Davis and by whose order 14 Answer "I refer to the transfer Book of the City for 1856 and 1857 it seems to have been transferred by John Ebbach to James E Davis on the 22d of January 1857 by whose authority I do not know."

15th Interrogatory By whom are the entries made in said Transfer Books 15 Answer" Mr Polk's Clerk, Mr Jacob Macculbbin's writing for, 16" Interrogatory what is the custom of the Office with regard to making transfers that is is it the custom of the office to make transfers of property after assessment has been made, without the authority or request, or order of parties in whose name it is assessed or to whom it belongs. 16 Answer" very often I have and no questions asked further than about the back taxes I do not know that at that time any questions were asked at all, except about the back taxes It is the custom to make the transfer without any order or request of the party to whom the property is assessed. 17 Interrogatory Did or not inquiring that they should state that they owned the property before the transfer could be made, 17 Answer" I do not know that that question was asked whether they owned the property or not" 18 Interrogatory. How is that the property was assessed in the Assessment Books to James E Davis for the taxes of 1857 and 1858 and by whose Authority. 18 Answer property speaking, I did know that the Lot was in the name of James E Davis for 1857 and 1858 in the Assessment Books which state to be the Ward Books; but it was so in the Ledger for those years by reason of the transfer above named 19th Interrogatory When an assessment is made in the name of the party whose property is assessed to be entered on the Ward Book, and does his name so remain until ordered to be changed, 19 Answer To change the names of owners of property assessed on the Ward Books is a part of the duty of the Assessor Tax Court, who also have the power to transfer, and who would likely have transferred the property without asking any other question than whether the taxes of previous years had been paid or not ascertaining it from the Books 20th Interrogatory Who transferred the property in dispute from the Ward Books to the Ledger 20 Answer" one of the assistant Collectors I suppose I was not in the Office when it was transferred from the Ward Book to the Ledger" The Commission was then adjourned to the 28 day of January in the year last aforesaid at 4 o'clock afternoon, and the second place; at which last mentioned time and place the Commission met pursuant to Notice, and I proceeded in the presence of the Solicitors of the respective parties to take the following depositions that is to say,

Samuel Maccubbin, a witness heretofore produced and examined on behalf of the defendant, being now further examined on the following interrogatories to him propounded in that behalf makes oath, deposeth and saith as follows that is to say, 21 Interrogatory Did you look at the City Transfer Book for the years 1856 and 1857 page 81 and state who made the entry therein of John Ebach Lot East side of Schroeder Street to James E Davis and by whose order and when said entry was made 21 Answer "The entry was made by myself, Sir, It was made by the Order of John Ebach, and in the first part of the year 1857" 22d Interrogatory did he ever order a retransfer of that property 22 Answer I do the office in a month or two afterwards, and therefore cannot say 23 Interrogatory Were you at the time of the said transfer connected with the Assessor Tax Court, and if so in what capacity, 23 Answer "I was one of the Judges of that Court" 24 Interrogatory What duty was it to make the transfers of property 24 Answer "It was the duty of the Assessor Tax Court"

The Commission was then adjourned to the second day of March in the year 1864 at 4 o'clock afternoon, and the office of Messrs Jagard and Stiles in the City of Baltimore and State of Maryland; at which last mentioned time and place the Commission met pursuant to Notice and I proceeded in the presence of the Solicitors of the respective parties to take the following depositions that is to say John E Ebach a witness heretofore produced on behalf of the Complainant being further examined in the following Interrogatories to him propounded in that behalf makes oath deposeth and saith as follows. that is to say 13" Interrogatory you stated in your first examination that you collected on the tenants of the property in dispute for their rent after having heard of the sale of the property please state whether this was before or after the deed to Mr Polk of the property 13th Answer I collected on them in the 24 of January 1862, I had at that time heard of the sale for taxes; and knew that the deed to Mr Polk was on record. 14 Interrogatory Have you any knowledge of any Notices left by Mr Daley or any other bailiff of the City Notifying you of the taxes, being in arrear and that the property would be sold for the same, 14 Answer "I have no knowledge of any such Notices, After I became aware of the deed to Mr Polk I called at the Auditors Office and asked Mr Summall the Chief assistant if he had sold any property of John E Ebbach Mr Summall replied that he had not, I referred them to the property and by a few minutes examination we found that this property had been sold, Mr Summall said that he was very sorry, and that he had been done in ignorance of the fact that it was the property of John Ebach. Mr Maccubbin the Auditors said the same thing For several Months I was in the habit of going into the Auditors Office about accounts as Agent of my Father, my object in going there was to ascertain whether there were any back taxes on this property they had the Clerks in the Office been aware of back taxes on this property they would have undoubtedly informed me of them in answer to my repeated enquiries on the subject. I never heard of any Notices and my family in my repeated enquiries have told me that they knew nothing about it (Objected to by defendants Solr) Neither Witnesses Henry named or produced to me I then at the request of the Solicitors of the respective parties closed the said Commission and it was returned closed and my hand and seal this 2 day of March in the year of our Lord 1864 at the City of Baltimore in the State of Maryland,