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but I think it was in the fall of 1860. In the first instance it was a claim on the part of Robert He said he would rather his creditors have it than John. At the second Robert told me that John stood in his own light in not compromising for he said John thinks more papers were burnt than there were At Johns instance I asked Robert what papers were not burnt. Robert said that he held a deed of gift to his wife for the House and Lot in Philadelphia, the answer was communicated to John who explained that the deed of gift was made for Tennessee Sands which were never conveyed, in reply to this when communicated to Robert he said John could not make any thing out of the Tennessee Sands if they had have been conveyed. There were several interviews between Robert and myself before the gift deed was mentioned in one of them Robert said that he could not agree with John and we would have to leave. The various conversations occured during the space of two or three weeks

Ninth Interrogatory. This was answered in reply to the last question except that Robert said he had the Deed for the farm and intended to keep it. I saw Robert have letters directed to John Chatterton

Tenth Interrogatory. I do not. I have heard Robert say John was nervous and could not stand worrying and would get tired of it. It was said in a jocular manner.

Ishmael Day a witness of lawful age produced on the part of the Defendant being duly sworn and examined to the same interrogatories deposes and says in answer to the

First Interrogatory. I do know them and have

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Known them since 1859.

Second Interrogatory. I do

Third Interrogatory. In the spring of 1860 in surveying Dennetts place or Sand I called on John Chatterton for his Deed, he produced it and I kept it until I closed the survey which was about one week, Doctor Dennett died in 1860

Fourth Interrogatory. I do not know about the possessions John, Robert and Josephine lived on the property. Fifth Interrogatory. I do not know. Sixth, Seventh, Eighth and Ninth Interrogatories, not put to this witness.

Tenth Interrogatory. I do not.

Thomas F Forsythe of Baltimore County, a witness of lawful age produced on the part of Defendant being duly sworn and examined to the same Interrogatories deposes and says in answer to the

First Interrogatory. I do and have known them since 1860.

Second Interrogatory. I do know the Sand. I never saw the Deed

Third Interrogatory I did not

Fourth Interrogatory I know that John Chatterton came on the Sand in the fall of 1859 I built a house on the place or on the premises in the spring of 1860 Robert on my first visit asked for an estimate of the cost of the building. I bargained with Robert for building the house afterwards when it became necessary for the articles of agreement to be drawn Robert told me that his name must not be mentioned in the agreement that John Chatterton was the man to sign the agreement. The agreement was changed after the first making of it.