thought it was a first rate lot of land & told me he would give me that tract of land for the 11th street house, I told him I would do it if he would give me a good clear title. I gave him an article of agreement to that effect that if he gave me a good title to it, the land in Tennessee, he was to complete the trade with John Brown, and take the deed in his wifes name, if not, he was to take it in mine. I got a letter from him shortly after that it was all a humbug, a clap trap affair, and he had destroyed the paper I gave him and had completed the bargain and taken a deed in my name. (Witness here replied to an oral interrogatory of complainants solicitor asking him if he could produce that letter "that they had it along with his other letters and bills" upon being asked orally by defendants solicitor whom he meant by they witness said Robert Chatterton "this (wife)")

Nintkenth Interrogatory

Look at the paper returned with commission to Siffingwell and Hawkins and endorsed as referred to by Stephen S. Chatterton in his deposition and marked No 10 & state all you know about it.

Answer

That paper the Exhibit marked No 10 & returned with the commission to Hawkins & Siffingwell is not the paper I gave to Robert Chatterton the agreement I spoke of with reference to an exchange of the 11th street house for the Tennessee lands & the signature is not my signature.

Then at request of defendants solicitor & in order to allow him further time for the production of

his evidence the commissioner adjourned the commission to meet at the same place on Saturday the 16th day of September A.D. 1865 at the hour of 9 A.M. and at or about twenty minutes before ten the commission met and then and their in the presence of complainants solicitor and in the presence of the defendant and proceeded to take the following depositions, that is to say.

Jane Livesey, a witness of lawful age produced on the part of the defendant being duly sworn by me upon the Holy Evangely of Almighty God and orally examined, deposeth and saith as follows,

Deposition

I know the parties to this suit and have known them about five years. I was present at a conversation between Mrs Josephine Chatterton, and a woman whose name I did not know. I did not know her. I was standing in the door, we lived neighbours to her, and a woman came up, and asked if Mr Chatterton was at home, the one that owned the farm. She said she ha a sow and some pigs and some poultry to sell and a goat, that she going to New York. Mrs Josephine Chatterton said, that she and Mr Robert had nothing at all to do with the farm, that she would have to go to John he owned the farm and he bought and sold all, bought and sold every thing that he had the ordering of every thing, that he owned the place, and Mr Robert had nothing to do with it. I dont remember the year, it was in the month of July and while Mr Robert was in business. It was after the house was burnt down, while it was being built. It was during the time