of the solicitors of the respective parties, to take the following depositions, that is to say:

Edward Kirby, Senior, cross-examination resumed by L. M. Reynolds Esq.

38 x quest. Do you recollect when it was, that we met here, and commenced your cross-examination as a witness?

Ans. I don't recollect when you were here; I don't know the gentlemen at all.

39 x quest. Mr Kirby, can't you recollect, whether it was six months or twelve months ago, that we met here to take your testimony?

Ans. I don't think it was over six months ago, when you gentlemen met here.

40 x question. Do you recollect what we did, when we were here last?

Ans. You took testimony of me, I believe.

41 x quest. What is the name of the man, that brings this suit against you and your daughter?

Ans. What suit is it?

42 x quest. Don't you know what this suit is about?

Ans. About the mortgage on the house. (Witness pointing to house No. 303 E. Pratt st.)

43 x quest. What is the name of the man that holds the mortgage?

Ans. I don't know who has got the mortgage.

44 x quest. Don't you know what this suit is about, that we are now examining you?

Ans. It is about the mortgage.

45 x quest. But what do you mean about the mortgage; what is it about the mortgage?

Ans. I don't know anything about it; I never give any mortgage on the house; I am a poor, illiterate man.

46 x quest. Did you never know that your son gave a mortgage to Mr. Bowen on that house?

Ans. No, sir.

47 x quest. Don't you recollect of giving your son the deed of that house, about two years ago, May last?

Ans. I gave it to him; I believe I took it in the house to him; he said he wanted to make out some papers; I thought the papers were mine; I didn't know; all I wanted was that house, and the one I live in; that house to pay the expenses of this, and get me something to eat.

48 x quest. Upon what kind of a book, if any is the policy of insurance on the house next door?

Ans. The book is up at the insurance office.

49 x quest. Did you carry that book into your son Neddy, at the same time you carried the deed?

Ans. No, sir.

50 x quest. Do you know how your son Neddy got possession of the policy book, at the time he made the mortgage to the complainant in this case?

Ans. No, sir; I do not.

51 x quest. Didn't you give it to your son, Neddy's wife, on that occasion?

Ans. No, sir.

52 x quest. Didn't you give it to her, and tell her that it was necessary for Neddy to take it up, to show that the property was insured?

Ans. No, sir; I didn't say anything of the kind.

53 x quest. Did you tell your son Neddy's wife, on the occasion of your taking the deed into Neddy's house, that Neddy had to raise money on the property, and would have to have the deed to do it with, or words to that effect?

Ans. No, sir, I didn't, as I know of.

54 x quest. What business had Neddy that you know of, with the deed at that time, (May, 1878,) except to raise money on the