61 quest. Did she tell you where she expected to get it from; if so, where?

Ans. Yes, from her husband; and she did get it from her husband when he got paid; she paid some back; she paid over twenty-nine dollars.

62 quest. Did she say anything to you about getting the money from any other person than her husband; was Amelia Benthall's name mentioned?

Ans. No, sir, her name was not mentioned; she was at work, and always gave her sister some money to pay the bills with.

63 quest. Didn't she tell you that she expected to get some of the money from Amelia Benthall?

Ans. Yes, whenever she had it.

64 quest. What has become of Elizabeth Hobbs; was she relative of that family?

Ans. She is dead and buried over 30 years; she was no relation of the family at all: I am a relative of Mr. Kirby, Senior; he married my aunt, and I have been in the family since I lost my own family.

65 quest. What was the full name of this uncle, you say J. Edward Kirby was named after?

Ans. Johnny Smith, and no other name; he was a farmer and local preacher; he was the eldest brother.

66 quest. This John Smith was Mr. Edward Kirby, Senior, wife's brother; where did they reside?

Ans. Down in Anne Arundel County — Herring Bay; he lived there and died there.

The commission then adjourned to the eleventh day of February, in the same year, at the same time and place; at which last mentioned time and place the commission met, pursuant to adjournment, and I proceeded, in the presence of the solicitors of the respective parties, to take the following

depositions, that is to say:

Elizabeth H. White, recalled, deposeth and saith as follows, that is to say:

67 quest. Do you remember Neddy Kirby applying to his father for the deed of 303 E. Pratt street?

Ans. Yes, sir.

68 quest. Do you recollect when?

Ans. I don't remember the day or month, it was before the suit was brought.

70 quest. Where was Mr. Kirby, the father?

Ans. Up stairs in bed.

71 quest. Did Neddy on that occasion get the deed from his father?

Ans. Yes, sir, he asked me where his father was, I told him sick in bed and he went up stairs, and got it, and brought it down.

72 quest. Did you see it in his hand?

Ans. Yes.

73 quest. Did he say anything?

Ans. No he went right out.

74 quest. Now look at Comp's Commission Exhibit; now shown you, and state if that is the paper?

Ans. Yes that's it; I had seen it a dozen times before he got it.

75 quest. Do you remember Mr. Kirby, the old gentleman subsequently applying to his son to get that deed returned to him?

Ans. Yes, 3 or 4 times.

76 question. Did he finally get it?

Ans. Yes, he told me he did, at least he finally got it.

77 quest. What did Neddy want with the deed when he asked his father for it?

Ans. I don't know sir.

78 quest. Did you see the old gentleman give Neddy the deed