

Moody would pay the amount - he, Robinson, claimed against him.

Ans. He did not refuse - but promised to pay & said he & Moody had a lawsuit. and they were talking about compromising - and if they did, he would let me know at Sat. Pm. that night - If not, he would pay at Buffalo. Sale

Quest. by same -

Did, or did not Robinson, subsequent to that conversation with you now, that Moody refused to compromise?

Ans. He did - & stated that he & Moody could not compromise.

Quest. by same -

Did not Robinson, with - or that letter, that he would not pay the bond - or would not do anything about it

Ans. - I don't think he did, and this is all I remember about the contents of that letter.

Quest. by same -

Did you at any time hear, any where, that there was some difficulty about the pay ment of that bond -

Ans. - I did not - as Robinson said nothing about it to me - & when he told me about the suit with Moody - he did not speak of its having any connection with this bond -

Quest. by same -

Did not, ~~John~~ Robinson & Moody, talking about this bond or some claim <sup>in connection with</sup> against Moody? Objected by P. H. C. -

Ans.

I did not - Robinson said, he was talking with Moody about their law suit.

Quest. by same -

Did you not understand, from Robinson, that unless he collected from Moody, he would not pay this bond?

Ans. -

I did not - as he promised to pay as above stated -

And further this deponent said not.

Chas. J. Garner

Benjamin Brown. being sworn up and says -

Question by deponent.

State all you know about the bond in controversy -

Ans. I went to see W. Robinson, as the agent of Thomas Garner, (having the bond in possession) to collect it for him - I went to see him twice - The first time - Robinson looked at the bond & said he did not think the interest was calculated right -

I requested him to look over & see - he said no - he wanted to see Thomas Garner, that he did not think that matter at Mont. was settled up - right -

The second time, Robinson said, when I first went in that he did not have the money to share there, that he had it, but wanted it for some other use

I then told him, that W. Garner directed me, to go by Ryland & see how I could trade off the bond there.

Robinson, requested me not to do that - but to tell <sup>him</sup> to go down to Buffalo. Sale. & if he wanted to trade the bond, he could do so to James Stephenson - and if he offered it for sale to Mr. Lillan or any where in the State should please to it.

I went to see W. Lillan, but did not tell him what Robinson said - & he said he would take it at 60¢ - cent. & it was afterwards (next day) sold to Lillan - Robinson said he wanted to see Moody.