

Strafford, }
 May 5, 1914. }

REBECCA M. POORE v. BOSTON & MAINE RAILROAD.

CASE, for personal injuries. Trial by jury and verdict for the defendants. Transferred from the September term, 1913, of the superior court by *Pike*, C. J.

Subject to exception, the defendants were permitted to cross-examine the plaintiff's husband as to whether he would make a claim against the defendants for loss of services and for money paid out for nursing and medical attendance if his wife recovered in this suit.

Pierce & Galloway, for the plaintiff.

George T. Hughes, *Leslie P. Snow*, and *Robert Doe*, for the defendants.

YOUNG, J. There is no special rule which excludes evidence like that admitted subject to exception; and as it was relevant to the issue of the witness' credibility, the exception to its admission raises no question of law. *Hoxie v. Walker*, 75 N. H. 308, 311, 312; *Kelland v. Company*, 75 N. H. 168, 170; *Curtice v. Dixon*, 74 N. H. 386, 397.

Exception overruled.

All concurred.

Merrimack, }
 May 5, 1914. }

CHARLES S. WENTWORTH & Co. v. EDGAR M. REED.

WRIT OF ENTRY, to foreclose a mortgage. The defendant pleaded *nul disseizin* with a brief statement of defence and filed a further answer in the nature of a bill in equity, joining Wentworth & Co. and Charles S. Wentworth, a non-resident, as defendants, and alleging in substance that the latter is the real owner of the mortgage and that as to him he has a valid defence to the action at law. An order for personal notice issued and was served on Wentworth outside the state, whereupon he appeared specially and moved that