

Deposition Outline/Questions of Ms. Cahill -- SAMPLE

- I. General/Overview Questions of Ms. Cahill (Starting open ended – Basic Structure)
 - A. How did you use Lot 19? (#4 – *actual use*; #3 – *open and notorious*)
 - B. What was the use? (#4 – *actual use*; #3 – *open and notorious*)
 - 1. Did anyone know you were using Lot 19? (#3 – *open and notorious*; #1-*hostile*)
 - C. Where was the use? (#4 – *actual use*) [**Exhibit – Property Map**]
 - D. When was the use? (#5 – *for the statutory period*)
 - E. How often was the use? (#5 – *continuous*)
 - F. Was anyone else using Lot 19? (#2 – *exclusive*)
 - 1. If so, when? (#5 – *for the statutory period*)
 - G. How was the land around Lot 19 used? (#4 – *actual use*)
 - 1. What about Lot 18 (Cahill) or Lot 20 (Morrow)? (#4 – *actual use*)
 - H. Did you know the use was not on your property? (#1 – *hostile*)
 - 1. Did you intend to take possession of Lot 19? (#1 -- *hostile*)
 - 2. Did you tell anyone else about this?
 - a. What about the 1997 letter? (#1 -- *hostile*) [**Exhibit**]
 - 3. When did you know the use was/was not on your property? (#5 – *for statutory period*)
 - I. Do you have a written instrument showing you have title to Lot 19? (*color of title*?)

[Then Rinse and Repeat These Topics for Each Usage We Know Of]

- II. Clothes Line
- III. Mowing
- IV. Plantings
- V. Picnic table/furniture
- VI. Grill
- VII. Cars
- VIII. Lobster traps
- IX. Trenching
- X. “Cane Berry Blossom Festival”
- XI. Mop Up -- Any Other Uses You Can Think Of?