

No. 10519 Equity, ANSWER OF GUARDIAN AD LITEM.

Fannie B. Evans et al.	"	No. 10519 Equity.
	"	
Vs.	"	In the Circuit Court for
	"	Frederick County, sitting in
Evans Brown Kefauver, Infant.	"	Equity.
	"	

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THE ANSWER OF Evans Brown Kefauver infant under the age of twenty-one years, by John H. Marts Guardian ad Litem, to the Bill of Complaint of Fannie B. Evans et al against Evans Brown Kefauver in the Circuit Court for Frederick County, sitting as a Court of Equity exhibited.

The Defendant cannot admit any of the matters and things alleged in the Bill, and being infant of tender years, submit his rights to the protection of this Court

(Filed April 10, 1922)

John H. Marts  
Guardian Ad Litem.

TESTIMONY.

Fannie B. Evans, et als.	"	No. 10,519 Equity.
	"	
Vs.	"	In the Circuit Court for
	"	Frederick County, sitting as
Evans Briwn Kefauver,	"	a Court of Equity.
Infant.	"	

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To the Honorable, the Judges of said Court;

The above entitled cause being at issue and notice having been given me by the Solicitor for the Plaintiffs of his desire to take testimony therein, I, Guy K. Motter, one of the standing Examiners of your Honorable Court, duly commissioned and qualified, having assigned the 17 day of April, 1922, at the law office of Edgar H. McBride, Esquire, in the city of Frederick, State of Maryland, as the time and place for the taking said testimony and having given due notice thereof to the parties concerned, did at the appointed time and place proceed to take the following testimony, Edgar H. McBride, Solicitor for the Plaintiff, being present and no appearance for the Defendants; the Plaintiffs filed with the Examiners Exhibits No. 1, 2, and 3, which are herewith returned by the said Examiner.

Mrs. Fannie B. Evans, a witness of lawful age produced on the part of the Plaintiff a, being first duly sworn and examined viva voce deposes and says as follows;

"My name is Fannie B. Evans; my age is 65 years; I live in Urbana District in Frederick County, Maryland. I am one of the Plaintiffs in this case and the life tenant of the real estate hereinafter mentioned under the Will of my father, Benjamin F. Brown, a certified copy of said Will being produced as Exhibit No. 2 in this case. In am a widow and have only one child, a daughter, Mrs. Miriam Evans Kefauver, who is of lawful age and wife of Harry J. Kefauver, both of them being Plaintiffs in this case, My daughter, Miriam Evans Kefauver has one child, Evans Brown Kefauver who is ten months of age and is my only grandchild. I have no deceased child or children. Mrs. Florence Hay is my sister, is an adult and is also a widow. Mrs. Florence Hay and I are Executors of the last Will and Testament of Benjamin F. Brown, deceased, and are the residuary legatees named in the 9th paragraph of said Will. All of the parties to this case are residents of Frederick County except Mrs. Hay, who resides in New York City, and all of them are adults except the said Evans Brown Kefauver.

By the 3rd paragraph of my father's Will I was devised for the term of my natural life six houses and lots of ground which my father purchased from Thomas Gorsuch, Executor of James Whitehill by deed dated January 28, 1888, and recorded in Liber W.I.P. No. 4, folio