

Bernadette Spaulding, the Plaintiff, produced on her own behalf, having been first duly sworn, deposes and says:

Q. Mrs. Spaulding where is your residence?

A. 2825 Prestman Street, Baltimore, Maryland.

Q. You are the Plaintiff in this cause?

A. Yes I am.

Q. You are the wife of Martin J. Spaulding, deceased?

A. Yes.

Q. When and where did he die?

A. In Baltimore at 2825 Prestman Street on December 13, 1938.

Q. Did your husband in his lifetime own any real estate?

A. Yes, two lots near Emmitsburg, Frederick County, Maryland.

Q. I hand you this deed and ask you to tell me what it is?

A. This is a deed dated March 2, 1925 and recorded among the land records of Frederick County, <sup>Maryland</sup> in Liber 254 at folio 206 from Alexander Armstrong and others, Trustees, to Martin J. Spaulding. It conveys two lots of ground at or near the southern edge of Emmitsburg in Frederick County, known as Lots 24 & 57 on the land Marked "Annan, Horner and Company Development" dated June 5, 1922 and recorded in Plat Book S. T. H. folio 136 and also amended plat recorded in Plat Book S. T. H. folio 172.

Q. Did your husband leave a will?

A. He died intestate without a will.

Q. Mrs. Spaulding will you please name the heirs at law and next of kin of Martin J. Spaulding?

A. He left 8 children, namely, Clarence E. Spaulding, a son, who has since married Marion E. Spaulding; Margaret C. Garey, Nee Spaulding, who has since married Matthew A. Garey; Charles R. Spaulding, a son, who has since married Theresa Spaulding; Mary J. Goldberg, nee Spaulding, who has since married Charles Goldberg; Patrick M. Spaulding, a son, who has since married Karolyn H. Spaulding; Rita P. Spaulding, a daughter, unmarried; J. Frank Spaulding, a son, who has since married Eleanor L. Spaulding, and