

A She isn't able to live there by herself.

Q You mean she is not physically able?

A Yes, sir.

Q How was the property.....what was the condition of the property at that time?

A Well, it wasn't as bad as now. Now it is bad, nothing has been done for twenty some years.

Q Concerning credit matters of the property, would you describe in sofar as their conditions?

A It is a frame dwelling, windows are falling out, the plaster is down on the inside, the floors are in good shape but the porch is in bad shape. / the roof needs painting, and new spouting.

Q I show you these two pictures. This one first (Hands to witness), would you identify it?

A That is the house, the front of it.

Q The front of it?

Court: Mr. Burgee, is that the house referred to in the Will and Deed? If so, I think you better offer those first.

Q Yes, sir. Mrs. Smith, I show you a paper purported to be a Deed from Morris L. Smith and Olive B. Smith, his wife. Have you ever seen this paper?

A No.

Q You have not? We stipulate this is a deed and we would like to enter this into evidence as Petitioner's Exhibit "1". It has been stipulated to be between counsel.

Court: This has been proffered and filed in Liber H.W.B. 312, Folio 252, one of the Land Records of Frederick County. Entered and so marked.

Q I show you a document signed by Ross M. Boller, the Last Will and Testament of Ross M. Boller. This is a copy of his Will. Have you ever seen this before?

A Yes.

Nikirk: We will stipulate this as being a copy of the Last Will and Testament of Ross M. Boller.

Court: Enter it and mark it Petitioner's Exhibit "2".