

No. 4739 Equity.

7th Int. I am. I have frequently seen him write, and am acquainted with his handwriting. I look at the assignment endorsed on "Exhibit No 2" now here shown me. The signature Martin Rouzer endorsed on said Exhibit is in the proper handwriting of the said Martin Rouzer.

8th Int. Waived as to this deponent

There being no other witnesses present to be examined the said Commission was adjourned to the 13th day of March A. D. 1882; at which time and at the place aforesaid, I, then and there proceeded to take the following testimony, to wit:

Lewis Crawford, a witness of lawful age, produced upon the part of the Complainant, being duly sworn and examined to Interrogatories filed with the Commissioner by the Complainant, and herewith returned, deposes and says, to the

1st Int. - I know all the parties, and have known them a number of years.

2d Int. - I did. He is dead. He died at Sabillasville, Frederick County, Maryland, in February, 1881.

3d Int. - He left a widow named Susan Birely, who now resides in Frederick, County, Maryland, and the following children, namely, John M. Birely, Lewis A. Birely, and Laura Eby, wife of Daniel Eby, all adults, and residing in Frederick County, Maryland; and a daughter Margaret, wife of George W. Eyer, adults, who reside at LeGrange, LeGrange County, <sup>in the State of</sup> Indiana.

4th Int. - He died intestate.

5th Int. Yes sir: I look at "Exhibits Nos. 3, 4 & 5," now here shown me: said lands are therein correctly described.

6th Int. I am. I look at "Exhibits Nos. 1 & 2," now here shown me; Yes they are. I have seen him write frequently and am well acquainted with his handwriting.

7th Int. Waived as to this deponent.

8th Int. It is not. When the personal property was appraised by myself and Oliver S. Harbaugh, it only amounted to, about seventy-eight (\$78) in value, and the debts amount to about nine hundred dollars. (900\$).

Daniel Eby, a witness of lawful age, produced upon the part of the Complainant, being duly sworn and examined to Interrogatories filed with the Commissioner by the Complainant, and herewith

Testimony