

No 4889 Equity

Whereupon the Commission was by consent adjourned to the ninth day of June A. D. 1883 at which time and at the place aforesaid I then and there proceeded to take the following testimony, to wit:

Jasper Albaugh (one of the Defendants) a witness of lawful age being duly sworn and examined to Interrogatories filed with the Commissioner by the Complainant and herewith returned deposes and says to the

1st Interrogatory

1st Ans. My name is Jasper Albaugh, my age 49 years; my residence Frederick County

To the 2nd Inter.

2nd Ans. I know all the parties to this suit and have known them for some years.

To the 3rd Inter.

3rd Ans. I knew him; he is dead; he died April 1st 1883 at his home in Frederick County

To the 4th Inter.

4th Ans. He left a will and I am the Executor thereof

To the 5th Inter.

5th Ans. He died unmarried and had never been married

To the 6th Inter.

6th Ans. I know them. The former Rachael R. Albaugh is my wife, Sarah E. Dorsey is dead she died in Howard County Maryland about Sept 1882.

To the 7th Inter.

7th Ans. She left a husband who is now surviving, named Nimrod B. Dorsey who is about 55 years of age and resides in Howard County Maryland. She also left the following six children all of whom live in Howard County viz:

- (1) Menelia F. Dorsey who is an adult over 21 years of age
- (2) Mary Virginia Dorsey whose age I do not know.
- (3) Carrie L. Dorsey who is an infant about 18 years of age
- (4) Belle Dorsey who is an infant about 16 years of age
- (5) Albert N. Dorsey who is an infant about 14 years of age and
- (6) Walter Dorsey who is an infant about 5 years of age

To the 8th Inter.

8th Ans. Absalom Cline died seized and possessed of an interest in about 55 $\frac{3}{4}$ acre of land situated in Frederick County, which he bought of William Warner attorney for the heirs of George Cline deceased. He had no deed for it. The said land lies on the West bank of the Linganso Creek and extends on the West to the road leading from Maplesville, North to the Liberty road. It adjoins the lands of William Baker and Andrew Alexander on the North; Nimrod B. Dorsey on the East; and Adam Garber on the South and E. C. Buckley on the West. It is worth about \$1000. Absalom Cline still owes one third of the original purchase money, amounting to \$390 $\frac{1}{2}$ which is not payable till the death of his mother Mrs. Sarah Cline but interest on the same is to be paid to her annually during her lifetime.

To the 9th Inter.

9th Ans. Absalom Cline was indebted at the time of his death to the Complainant on three promissory notes being the same notes now shown me and marked "Exhibits Nos 3, 4 + 5 Originals" I know Absalom Cline's hand-writing. I look at the signature "Absalom Cline" to Exhibit No 5 Original" and also at the signature "A. Cline" to Exhibits Nos. 3 + 4 Originals" now shown me and the said signatures to the said Exhibits are in the hand-writing of Absalom Cline deceased. He was also indebted to the Complainant on a book account for \$18 $\frac{1}{2}$ mostly for articles gotten at the Complainant's mill. I am the Executor of Absalom Cline dec'd and have examined the accounts between him and the Complainant and I believe the said balance of \$18 $\frac{1}{2}$ to be-