

No 5324 Equity

Ans. I heard her say that she was, and three Notes to Joseph Fogle, One of which had been paid, and the other two not paid, I heard speak of this a short time before her death; she was nearly always talking about it. I think she spoke of the Notes, as falling due a year apart, & as her Administrator have not paid the last two notes, nor anything on them.

To the Gen. Int. by the Examiner.

Ans. I do not

Adam D. Pirley a Witness of Lawful age, produced on the part of the Plaintiff being duly sworn and Examined Deposes and Says, as follows:—

1st Int. Did you know Mary Fox late of Frederick County? If yes, is she living or dead, and if dead, when and where did she die, and did she die Testate, or Intestate, and if intestate, who is her Administrator?

Ans. I knew her, she is dead, she died in Frederick County about August 1886, I never heard of her leaving any Will.

Testimony.

2nd Int. Was the said Mary Fox, at the time of her death married or single, and if married, did she leave a husband? If yes, give his name, age, and residence?

Ans. She was married. She left a husband, William H. Fox, aged about 40 years, who lives in Frederick County.

3rd Int. Did the said Mary Fox leave any children, or other heirs at law? If yes, give their Names, Ages and residence, and if any of them are married, the same facts of their husbands, or wives?

Ans. She left the following children, and heirs at law viz:—

(1) A daughter Sarah now the wife of Jacob Hanly, both of whom are Adults.

(2) A son, William Mort, whose wife's name is Susan Mort, both of whom are Adults.

(3) A son, Frank Mort, whose wife's name is Margaret, both of whom are Adults.

(4) A daughter Lemima Rodgers, now the wife of William Rodgers, both Adults.

(5) A daughter Annie who was the wife of Henry Booger; but who died since her mother leaving her husband, who is about 30 years of age, and the following Children viz:— (1) Arthur Booger (2) Ella Booger (3) Annie Mary Booger all three of whom are infants, under twenty one years of age.

(6) A Son, named Holland Fox, who is an adult. All of these children and heirs at law are residents of Frederick County.

4th Int. — Did said Mary Fox, die seized and possessed of any real estate in Frederick County? If yes, describe the same, and look at Exhibit J. H. B. and state if it correctly describes the said Real Estate?

Ans. She left Real Estate situated in Frederick County, consisting of a house, and lot near Sadsburg, I look at Exhibit J. H. B. and that describes the Property.

5th Int. State whether the Personal Estate of said Mary Fox, is sufficient to pay all her just debts? State your knowledge herein fully?

Ans. I don't know anything on that subject except what I have heard the Administrator testify to.

6th Int. State whether or not the said Mary Fox was indebted to the Plaintiff Joseph Fogle at the time of her death? If yes, on what account and look at Exhibits A. B. now shown you, and state all your

Answer of
Wm. H. Fox.

Deem