Order of Court to take Testimony

Milton G. Urner
vs
Martha M. Fort & Cyrus A. Fort her husband and Louisa & others

No 5427 Equity
In the Circuit Court for Frederick County sitting as a Court of Equity —
To the Honorable the Judges of said Court —
The Plaintiff prays your Honors to pass an order directing one of the Examiners of this Court to take testimony to support the allegations of the Bill as the case is now in a condition for the taking of Evidence
And as in duty &c
Wm H. Purnell Jr
Solicitor for Plaintiff —

Ordered by the Court this third day of October A.D. 1888 that the papers in this cause be and they hereby are referred to Clayton O'Keefe one of the Examiners with power to take testimony to support the allegations of the Bill
John A. Lynch
Judge of the Cir. Court

Testimony

Milton G. Urner
vs
Martha M. Fort et al

No 5427 Equity —
In the Circuit Court for Frederick County sitting as a Court of Equity —
In pursuance of the annexed order of the Court and notice given me by the Solicitor for the Plaintiff, in the above entitled cause I Clayton O'Keefe one of the regular Examiners of said Court, duly appointed qualified and sworn, having met at my office in Frederick City and appointed the 8: day of November A.D. 1888 at the place aforesaid, as the time and place for taking the Evidence in this cause and having given due notice thereof to the parties concerned did at the appointed time and place proceed to take the following testimony, viz:
The Plaintiff filed with the Examiner as Evidence Exhibits No 1 & 2 which are herewith returned,
Martha M Fort a witness of lawful age produced on the part of the Plaintiff being duly sworn and Examined to Interrogatories, depositions and says to the
1st Int. State your name, residence and whether you know the parties to this suit?
Ans Martha M Fort, wife of Cyrus A Fort Frederick County Md — and I know all the parties to this suit.
2 Int Did you know William H Ramsburg late of Frederick County. If yes, is he dead and if dead when and where did he die and did he die testate or intestate?
And look at Exhibit now shown you marked No 1 and state if that is a copy of his will?
Ans. I knew him, he was my father — he is dead, he died June 3d 1880 — He left a will and Exhibit No 1 is a correct copy of it —
3. Int Did said Wm H. Ramsburg leave a widow? If so what is her name and is she living or dead? If dead when did she die?
Ans He left a widow, her name was Catharine Rebecca although the will says Rebecca C — She is dead — she died in February 1882
4th Int Do you know Fanny Rupley mentioned Exhibit No 1 If yes is she living or dead? If dead when and where did she die? And did she leave any children surviving her? If yes, give their names, ages and places of residence?
Ans I knew her, she was my sister — she is dead, she died May 9. 1887 in Blair County Pennsylvania She left four children surviving her as follows — Ruth P. Rupley, William R Rupley, Louie Rupley and G. King Rupley — all of whom are infants under twenty one years of age and reside in Martinsburg Blair County Penn These are her only children except one who died without leaving issue
5th Int Are Thomas Gorsuch and Thomas M. Markell, the Trustees mentioned in your