

No. 4998 Equity

3<sup>d</sup> Int. State whether or not all of these said parties are of age?

Ans. All of them are of age except William Russell the son of Henry Russell

4<sup>th</sup> Int. Did you know Anthony Russell in his lifetime: if yes when and where did he die and did he die testate or intestate?

Ans. I know him, he was my father. He is dead. He died in July 1871 in Frederick County and he left no will.

5<sup>th</sup> Int. State whether or not the said Anthony Russell died leaving any real estate and if yes describe the same and look at Exhibit No 1. now shown you and state if it describes the same?

Ans. He died owning some real estate situated in Frederick County consisting of a house and lot about a mile and a half from Lewisburg. I look at Exhibit No 1. now shown me and that describes the property.

6<sup>th</sup> Int. State whether or not Anthony Russell left a widow named Matilda and if she is now dead?

He did and she is now dead. She died recently.

7<sup>th</sup> Int. State whether or not Anthony Russell left surviving him any children or heirs at law. if yes, state their names?

He left surviving him a daughter your Complainant. A son named Henry who died since these proceedings without a will leaving the two children before named by me. A daughter named Eliza Ann Schley wife of Dennis Schley who has also died since these proceedings and left no children. A daughter Catharine E. Russell. A son named John Russell. A son named Lewis R. Russell. A daughter named Marilla wife of Eugene Norris.

8<sup>th</sup> Int. What is the value of said real estate mentioned in Exhibit No. 1.?Ans. From \$150 to \$200<sup>00</sup>.9<sup>th</sup> Int. Did the said Anthony Russell leave any other real or personal estate?

No Sir.

10<sup>th</sup> Int. Is said real estate susceptible of division among the above named parties without loss or injury thereto and would it be to the interest and advantage of all of said parties to have the same sold?

Ans. It can not be divided. It would be to the interest of all the to have it sold as the property is going down all the while.

11<sup>th</sup> Int. Was the said Anthony Russell at the time of his death indebted to you in any way and if so how. He owed me on a confessed judgment before James M. Harding J. P. in the sum of \$80<sup>00</sup>. Exhibits A & B show the nature of the indebtedness.12<sup>th</sup> Int. Are you willing to accept \$50<sup>00</sup> in settlement of your claim outside of a child's share did you?

Yes Sir.

To the Gen. Int. by the Examr.

Ans. That is all I know.

(Signed) Sarah <sup>her</sup> Russell

Test. C. O. Keedy

Marshall F. Harding a witness of lawful age produced on the part of the Plaintiff being duly sworn and examined to interrogatories herewith returned deposed and says. —

1<sup>st</sup> Int. State your name age and residence?

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