

No. 5574 Equity

William J. Wivell, a witness of lawful age produced on the part of the Plaintiff being duly sworn and examined deposes and says as follows—

1st Int. State your name and residence?

Ans. Wm. J. Wivell, near Emmittsburg, Frederick County, Md.

2^d Int. Do you know the parties to this suit? If yes how long and where do they reside?

Ans. I know them all and have known them for some time. I have known Annie M. Adams for at least 35 years. They all reside in Frederick County.

3^d Int. Did you know John F. Adams in his lifetime? If yes, is he living or dead? If dead, when and where did he die and did he die testate or intestate?

Ans. I knew him. He is dead. He died in November 1858 in Frederick County. He died without a will.

4th Int. Did the said John F. Adams leave any widow and children surviving him? If yes give their names and ages and where they reside?

Ans. He did. He left a widow, name Annie M. Adams and the following children:

1. A son Edward J. Adams, who is over 21 years of age.

2. A son Francis L. Adams.

3. A son Joseph H. Adams.

4. A daughter Stella J. Adams.

5. A son John M. Adams.

6. A son Charles F. Adams and

7. A daughter Flora E. Adams all of whom are under 21 years of age.

The widow and all the children live in Frederick County.

5th Int. Did said John F. Adams die seized and possessed of any real estate in Frederick County? If yes, look at Exhibit No. 1, now shown you and state if that describes it and give its value?

Ans. He did. I look at said Exhibit and that describes said real estate.

It is worth about \$250⁰⁰.

6th Int. State whether or not the said real estate is susceptible of division among said parties without loss and injury thereto and whether or not it would be to the interest and advantage of all the parties infants as well as adults to have the same sold and the proceeds divided?

Ans. It certainly cannot be divided among the parties without great loss and injury because the quantity is too small to be so divided, and I think it would be to the advantage of all, to have the same sold and the proceeds divided among them.

To the Gen. Int. by the Exarn.

Ans. I do not
(Signed)

William J. Wivell.

James A. Elder, a witness of lawful age produced on the part of the Plaintiff being duly sworn and examined deposes and says as follows—

1st Int. State your name and residence?

Ans. James A. Elder, Emmittsburg, Frederick County, Md.

2^d Int. Do you know the parties to this suit? If yes how long and where do they reside?

Ans. I know them and have known them for some time. They all live in Frederick County.