No. 5851 Equity.

and place for taking the testimony in said Cause and having given due notice thereof to the parties concerned, did at the appointed time and place proceed to take the following testimony to wit;

The Plaintiff filed with the Examiner as Evidence Exhibits Nos 1-2-3-4 which are herewith returned.

David McWarner 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, age and residence?

Ans. David McWarner, 43 years, Frederick County, Creagerstown.

2d Int. Do you know the parties to this Cause?

Ans. I know them all.

3d Int. Did you know Henry Ramsburg late of Frederick County, If yea, is he living or dead? If dead when and where did he die and did he leave a will? If he did who were the Executors of said will?

Ans. I knew him. He is dead. He died in Frederick County in January 1890. He left a will. Henry S. Ramsburg and George S. Ramsburg are the Executors.

4th Int. Did the said Henry Ramsburg leave a widow and children surviving him? If yea, state how old the widow is and the names of his children and to whom married?

Ans. He left a widow and children. The widows name is Charlotte Ramsburg who is about 70 or 80 years old and lives in Frederick County. He left children as follows:-

1. A son George S. Ramsburg whose wife's name is Ellen C.
2. A son Henry S. Ramsburg whose wife's name is Mattie.
3. A daughter Martha C. wife of Hamilton Guisbert.
4. A daughter Mary M. who is the wife of Clinton Grimes
5. A daughter Alice who is the wife of William Warner
6. A daughter Ottie C. who is the wife of Jacob Stauffer
7. A daughter Catharine A. who is the wife of John Domer

All of these are over 21 years of age and live in Frederick County

5th Int. Did the said Henry Ramsburg die seized and possessed of any real Estate in Frederick County? If yea, where is it situated and how much is it worth?

Ans. He did. It is situated in Creagerstown District in Frederick County I know the farm. It is worth about $1800.00

6 Int. Is said real Estate productive or not and in what condition is it at present?

Ans. It is not very productive and is in poor condition.

7th Int. Would it be to the interest and advantage of the widow and heirs at law to have said real Estate sold and the money invested for the benefit of the widow? Give your reason?

Ans. It will be to her interest to have it sold. The widow is too old to look after it and I do not think she has the capacity to do so, the land not receiving the proper attention is growing poorer, the fencing is getting bad and the buildings out of repair. The longer it continues the worse it will grow. To sell it and invest the money I believe will be better for her and all the parties than to it under tenancy. It will pay better,