No. 5780 Equity

me by the Solicitor for the Plaintiffs in the above entitled Cause, I Clayton O. Keedy one of the regular Examiners of said Court duly appointed, qualified and sworn having met at my office in Frederick City and assigned the 12th day of August 1891 at the place aforesaid as the time and place for taking the testimony 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 to-wit:-

The Plaintiffs filed with the Examiner as evidence Exhibit No 1. which is herewith returned by said Examiner

Calvin S. Burrier a witness of lawful age produced on the part of the plaintiffs being duly sworn and examined testifies upon oath and says as follows:

My name is Calvin S. Burrier, my age 53 years; I reside near Walkersville, Frederick County, Md. I knew Anthony Graham he died 25 or 30 years ago intestate in Frederick County. He died seized and possessed of a home and lot situated between Walkersville and Mt. Pleasant and which is the property described in Exhibit No 1, He left surviving him a widow Harriet Graham also called Hannah Ann Graham who died who died about the first of January 1891. He also left the following heirs at law:-

1 A son John Henry Graham, who is married to Mary E. Graham, both of whom are adults and Plaintiffs in this Cause,

2 A daughter Sarah E. Jones whose husband is dead, she is an adult and one of the Plaintiffs.

3 A daughter Harriet who married Gideon Brookens both of whom are adults. She resides in Washington County, Md and he is a Non-resident of Maryland residing in Pennsylvania,

4 A daughter Martha Ellen Graham who died about 8/7 unmarried and intestate.

5 A son George W. Graham who has not been heard of for 10 or 20 years. He is an adult if living, if married both he and his wife are non-resident.

6. A daughter Rachael Ann Sims who is dead and whose husband is dead, She died intestate leaving an illegitimate child, Isabella now the wife of David Jeems. both of whom are adults living in Frederick County and a lawful child John Sims who is an infant unmarried living in Frederick County,

The land can not be divided among them without loss and injury and it would be for the benefit of all that it should be sold and the proceeds divided, because it is too small and so situated that it can not be divided and the property is now unoccupied and deteriorating. It is worth $100.= or $150.=

To the 5th Int. by the Examiner.

Ans - I know of nothing further.

Calvin S. Burrier