No. 5911. Equity.

IV. Genevie Foreman the wife of Edwd H. Foreman both of whom reside in Pennsylvania who is the daughter of Joseph Brawner a deceased brother of said sisters.

Cross Examination of Dr. John B. Brawner by Mr. Reich of Defendants Counsel. –

I look at the Mortgage note filed in this Case marked Exhibit J.B. now shown me. I am acquainted with the signatures of Lucy C. Brawner, Rose Brawner and Ann T. Brawner, and their names as marked on said note are in their genuine hand writing. The assignment on the back of said note to the Sisters of Charity of Saint Joseph is in my hand writing as Executor of Joseph Brawner, dec.d Exhibit C filed in this Case is a Copy of the Mortgage executed to secure said note. The signature of J. Taylor Motter to the assignment on the back of said note is in the genuine hand writing of J. Taylor Motter who was the administrator of Joshua Motter dec.d

To the Gen. Int. by the Examiner.

Ans. I know of nothing further

John B. Brawner,

J. Hiram Taylor, a witness of lawful age produced on the part of the plaintiff being duly sworn and Examined viva voce deposes and says as follows. –

My name is J. Hiram Taylor, my age 64 years I reside in Emmittsburg District in Frederick County, I am acquainted with the parties to this suit and have known them for a number of years. I knew Mary Regina Brawner, late of Frederick County deceased. She was a sister of Lucy Cecelia, Anna T. & Rose Brawner, she died many years ago and before her three named sisters, I also knew her three sisters just mentioned. They are all dead I know the land of which said sisters died seized and possessed, It consists now of about 12 acres and is in Emmittsburg District. It is worth about $1000.– Said real estate is not susceptable of partition or division among the parties entitled thereto and cannot be so divided without great loss and injury, because the quantity is too small to be so divided and there is but one set of buildings on the lands. The heirs are very numerous.

To the Gen. Int. by the Examiner.

Ans. I do not.

J. Hiram Taylor

James A. Elder a witness of lawful age produced on the part of the Plaintiff being duly sworn and Examined viva voce deposes and says as follows. –

James A. Elder is my name; my age is 62 years, Residence Emmittsburg. I know the parties and have known them many years. I knew the aforementioned Brawner sisters very well, They are all dead, I know the lands of which they died seized and possessed It consists of about 12 acres situated in Emmittsburg District and worth about $1000.–

It is not susceptible of division among the parties interested therein