

No. 6014. Exhibit

John N. Washby a witness of lawful age produced on the part of the Plaintiff being duly sworn and examined his deposition and says:-
 My name is John N. Washby, my age is 57 years, I reside at Sturbridge in Frederick County Md. I am a brother of Catherine E. Morris who died on the 16th day of August 1872 leaving the will filed as Exhibit No. 3 in this case I am also a brother of William A. Washby who died on the 5th day of September 1872 leaving a will filed as Exhibit No. 10 in the proceedings, whose two persons left as their heirs at law (neither of them leaving any children or descendants) the following brothers and sisters and nephews and nieces:-
 1. A brother (the present witness) whose wife's name is Jane.
 2. A brother George Washby who is not married.
 3. The following nephews and nieces by a sister named Rebecca Mahoney who died some years since:-

1. Augustus Mahoney whose wife's name is Fanny.
2. Margaret Fout whose husband's name is Charles.
4. The following nephews and nieces by a sister named Julia Ann Payne who died some years since:-
 1. Frances Frey whose husband's name is Jacob.
 2. Emily Cobbley whose husband's name is Charles.
 3. Mollie Staub whose husband's name is Jacob.
 4. Laura Payne.
 5. William Payne.
 6. Chestersfield Payne.
 7. George Payne whose wife's name is Susan.
 8. John Payne whose wife's name is Margaret.
 9. Anna McWhellana Payne whose wife's name is Maggie.

All of which heirs and the husbands and wives of such as are married and adults over 21 years of age except Chestersfield Payne who is an infant at the time of the death of the said William A. Washby he was seized and possessed of the real estate described in Exhibits Nos. 1, 2, 4, 5, 6, 7, 8 & 9 which real estate is situated in Frederick County Maryland and which real estate is worth about \$1200. to \$1500. The above named heirs at law are now seized and possessed of said real estate as tenants in common.

Said real estate is not susceptible of division without great loss and damage and it will be to their interest to have the real estate sold and the proceeds divided because there is no one there specially interested in keeping it up and it will soon go down.

All of said heirs at law reside in the State of Maryland excepting George Washby, McWhellana Payne, and wife and Chestersfield Payne who are non-residents of the State of Maryland residing in the west.

To the Gen. Ct. by the Examiner
 Aug. I know of nothing further.

John N. Washby

George W. Hawken a witness of lawful age produced on the part of the Plaintiff being duly sworn and examined his deposition and says:-
 My name is George W. Hawken, my age is 48 years, I reside near