

Testimony

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No. 6962 Equity

Charles P. Levy & wife et al

(2)

Walter O.S. Levy et al

No. 6962 Equity  
In the Circuit Court for Frederick  
County in  
Equity

To the Honorable the Judges of said Court:

In pursuance of an order of granting leave to the plaintiffs to take testimony in support of the allegations of the bill of complaint, and of notice given me by the Solicitor for Plaintiffs, J. Arthur D. Willard one of the Examiners of said Court, duly appointed, qualified and sworn, did on the 20th day of December A.D. 1898, at my law office in Frederick City, due notice having been previously given as required by Law, proceed to take the following depositions, *ex parte*, that is to say:

John D. Keller, a witness of lawful age being first duly sworn and examined deposes and says:

1st. State your name, age and residence, &c.?

John D. Keller, age 34 years, and reside at Middletown, Frederick County, Maryland. I know Perry J. Levy in his life time, he is dead, having died on or about the 15th of Sept., 1897. He left no widow surviving him, but he left a daughter Margaret Antonette Levy who is an adult unmarried and a resident of Frederick County, and the following Grand Children, being the children of Chas. O.S. Levy a deceased son of Perry J. Levy, a daughter Mary G. Helfenstein who is married and the name of whose husband is Ernest Helfenstein, a son, Charles P. Levy, whose wife's name is Roberta H. Levy a daughter Elizabeth S. Levy who is married, a son William S. who is unmarried, all of the above are adults, and reside in Frederick County, Maryland. A son Walter O.S. Levy, a son Roger S. Levy, a son whose name I think is Arthur E. Levy all three of whom are infants unmarried and reside with their mother in Frederick City, Frederick County, Maryland. Said Perry J. Levy died leaving a will and at the time of his death was seized and possessed of the real estate correctly described in Exhibits Nos. 1, 2, 3, 4, 5 & 6 and upon me and also of a house and lot situated on the South side of Main Street in Middletown, Maryland, now occupied by said Margaret Antonette Levy. The Real Estate above referred to is not susceptible of division without loss and injury to the parties interested and that it would be of interest and advantage to all the parties interested to have the property sold and the proceeds divided.

In my opinion the value of the foregoing property is about fifteen thousand dollars not including the property occupied by Miss Margaret A. Levy.

In Answer to the general interrogatory propounded by the Examiner,

Ans. I do not

John D. Keller

Charles P. Levy a witness of lawful age being first duly sworn and examined deposes and says:

My name is Charles P. Levy, my age is 26 years and I reside in Frederick City, Maryland. I am one of the parties to this and am well acquainted with all the parties. I know Perry J. Levy in his life time, he was my grand-father. He died on the 15th of September, 1897, leaving a last Will and Testament. He left no widow surviving him, but left a daughter,

Dece