

Testimony re,

No. 7387 Equity

Lloyd D. Smoot et al

Julia Devall Smoot et al

No. 7387 Equity
In the Circuit Court for
Fendler County in Equity

To the Honorable, the Judges of said Court,

In pursuance of an order of the Court and notice given me by the Solicitor for the complainants the above entitled cause I Albert S. Brown one of the Standing Examiners of your Honorable Court duly appointed qualified and sworn, did on the 17th day of July A. D. 1901 at the Law office of J. Roger M. Sherry Esqr. in the City of Frederick and State of Maryland at the hour of 12.30 o'clock P. M. proceed to take the following depositions ex parte that is to say,

Present J. Roger M. Sherry Esquire, Solicitor for the complainant.

Mrs. May E. Smoot a witness of lawful age produced on the part of the plaintiff being first duly sworn deposes and says as follows

1st. What your name and residence and do you know the parties to this suit?
Ans. Mrs. May E. Smoot, I reside in Washington in the District of Columbia, I know Julia Devall Smoot, Francis Le Baron Smoot and Alden Smoot they are my children the other parties I do not know,

2nd. Do you or not know John H. Smoot and if yes is he living or dead and if dead when & where did he die?
Ans. I know John H. Smoot, he is dead, he died ten years ago in the City of Washington D. C.

3d. Did he die testate or intestate?
He died testate,

4th. Look at Exhibit No. 1 to be now shown you & state what the same is
Ans. I look at Exhibit No. 1 to be, it is a certified copy of the last Will of John H. Smoot,

4th. Do you or not know Julia Smoot wife of John H. Smoot & if yes is she living or dead and if dead when & where did she die?
Ans. I know her, she is dead, she died, intestate Washington D. C. three years ago last June,

5th. I see by Exhibit No. 1 to the bill that the property of John H. Smoot was devised to his wife Julia Smoot for & during her natural life & it further provides that upon the death of his wife Julia Smoot for & during her natural life it further provided that upon the death of his wife Julia Smoot, he devised all his estate unto the children of his son John D. Smoot and their heirs.

Now please state the children of the said John D. Smoot? living at the time of the death of Julia Smoot?
Ans. There were four children living at that time Lloyd Devall Smoot, Julia Devall Smoot, Francis Le Baron Smoot, Alden Smoot.

6th. Please give their ages and residences & whether married or single?
Ans. The Eldest is Lloyd Devall Smoot, he is now 22 years of age, he is married and his wife's name is Lorraine D. Smoot, Julia Devall Smoot is now 20 years of age, Francis Le Baron Smoot and Alden Smoot are minors and will be 18 years of age this present month, they are all here present and within the jurisdiction of the Court.