

No. 7520 Equity

Testimony of,

1. A son Luther D. Warfield (present witness) whose wife name is Ella B. Warfield both of whom are adults residing in Frederick County,
2. A daughter, Mary E. Norris, who is the wife of Jacob D. Norris, both of whom are adults residing in Baltimore City,
3. A son William F. Warfield whose wife's name is Nannie J. Warfield both of whom are adults residing in Frederick County,
4. A son Edwin A. Warfield, whose wife's name is Elizabeth both of whom are adults residing in the State of Delaware,
5. A daughter Ida F. Beall whose husband is William D. Beall both of whom are adults residing in Montgomery Co. Md.
6. A daughter Eliza C. who is married to Robert E. L. Griffith both of whom are adults residing in Baltimore City,
7. A daughter Caroline C. Davis, the wife of Geo. H. Davis, both of whom are adults residing in Philadelphia, Pa.
8. A grand daughter Florence L. McCrone who was the daughter of Fannie L. Dixon (a daughter a daughter of said Garrison Warfield and who died in 1894) who is the wife of Ray McCrone both of whom are adults reside in Baltimore City,
9. A daughter in law, Annie E. Warfield who is the widow of James Latimer Warfield who died since his father the said Garrison. She is an adult and lives in Montgomery County. The foregoing are the Plaintiffs in this case.
10. Two grand children, the children of the said James Latimer Warfield viz: - Edith Shaw Warfield and Charles Edwin Warfield, both of whom are infants under the age of 21 years and reside with their mother in Montgomery County, Md. who are the infant defendants in this cause.

I know the real estate of which the said Garrison Warfield died seized and possessed, it is situated in Urban District in Frederick County consisting of a farm of about 207 3/4 acres worth about \$40. per acre and about 19 acres of woodland worth about \$10 or \$12 per acre.

My father obtained all of this land from Geo. Rhoder + wife in one deed. I look at Exhibit No. 1 filed in this case and that correctly describes said real estate. There is a mortgage indebtedness aggregating \$4000. - upon said Real Estate all of which is held by Mrs Rebecca Claggett.

The said real estate is not susceptible of division among the parties in interest without loss and injury thereto, because of the large number of the parties and the amount of the mortgage indebtedness thereon.

In the General Interrogatory by the Examiner

I know nothing more.

Luther D. Warfield

Andrew J. Tabber a witness of lawful age produced on the part of the Plaintiffs being duly sworn and examined viva voce deposes and says as follows: My name is Andrew J. Tabber my age is 71 years, I reside in Hyattstown in Montgomery County, Md. I know all the parties to this suit.

I know Garrison Warfield late of Frederick County, Maryland, He is dead. He died in May 1895 and left no will. He left a widow Caroline Warfield who is upwards of 70 years of age and lives in Frederick County. He left a number of children and grand children as his heirs at law all of whom I know. I have heard the testimony of the preceding witness.

ty

Solicitor to prove that

on this sitting same is before

county,

to Solicitor regular signed the and please proceed to

ce lawsuit

ffs being

County

He is late a suit 73