

No. 7439 Equity.

To the Honorable: the Judge of said Court -

In pursuance of an order of the Court and notice given me by the Solicitor for the Plaintiffs, I Albert S. Brown one of the Standing Examiners in Equity, of your Honorable Court duly appointed qualified and sworn, did on the 25th day of August A.D. 1907, at the hour of 11 o'clock at my law office corner of Court and Second streets in the City of Frederick and State of Maryland, proceed to take the following depositions

First -

Mr. J. Roger McPherson, Solicitor for the Complainants
and

McGee Beck a witness of lawful age produced on the part of the complainant being first duly sworn, depose and says as follows -

1st

State your name age residence and do you know the parties to this cause?

Ans

McGee Beck. I am 44 years of age and reside in Frederick County Maryland, and I know all the parties to this cause

2d

Did you or not know John H. Smoot and if yes, is he living or dead and if dead where & when did he die?

Ans

I know John H. Smoot he is dead he died about ten years ago in the City of Washington D. C. He died testate.

3d

Look at Exhibit #1, to the Bill and state what the same is?

Ans

I look at said Exhibit #1, 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, where & when did she die?

Ans

She is dead. I knew her. She died intestate in Washington D. C. about 9 years ago.

5th

I see by Exhibit #1, to the Bill that the property of John H. Smoot was devised to his wife Julia Smoot for and during her natural life and it further provided that upon the death of his wife, Julia Smoot, he devised all his estate unto the children of his John H. Smoot and their "heirs". Now please state the children of the said