

No. 4947 Equity

Leary.

11. John Thomas Leary, who wife's name is Mary E. Leary
 12. Wm. J. Leary whose wife's name is Mamma Leary.
 13. Michael Leary Jr. who is now dead, and whose
 widow's name is Susan Leary and who left surviving
 him three infant children as follows:

Lester Leary, Lawrence Leary and Michael
 Leary III.

14. Birdie Long the wife of Ralph E. Long and
 15. Lula m. Leary who is unmarried, all these
 living children and grand children live in Frederick
 County, except Mrs. Laker, and husband, who live
 in Washington D. C. and Lula Leary who lives in
 Cumberland Md. all of said parties are adults,
 except the above named grand children, who are
 under 21 years of age.

No children were born to my father and mother
 after the date of said deed.

After my mother's death my father married again
 about Feb. 4th, 1904, to Mary Frances Myers who
 survived him. She is generally known as Mallie
 F. Leary.

I know the lot conveyed in said deed,
 Exhibit, M. C. and which is improved by a dwelling
 house and other buildings, the same is not subject
 to title of division among the parties without loss and
 injury and it would be to the benefit and
 advantage of all the parties to have the same
 sold and the proceeds divided according to their
 respective interests.

The property is worth about \$250. = or \$300.

To the best of my knowledge

Ans.

That is as I know

Mary Ann Leary.

James H. Leary, a witness of lawful age and
 need on the part of the Plaintiff being duly
 sworn and examined *Viva Voce*, deposes and says as
 follows:-

My name is James H. Leary, my age 35 years
 I reside in Brunswick, I am one of the parties to
 this suit. My father Michael Leary Jr. is dead;
 he died in April 2-1905. My mother Sarah E. Leary
 is also dead; she died March 29-1903. Neither of
 them left any will. I know the property described in
 Exhibit M. C. Deed with the title my father and
 mother and their children was the grantors therein.