

NO. 7823 Equity.

W. Bradley Staumbaugh a witness of lawful age produced on the part of the plaintiff having been duly sworn, deposes and says:-

1st.

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

Ans.

W. Bradley Staumbaugh 33 years old and reside in Woodboro Frederick County. I know all the parties to this suit. I am one of the plaintiffs -

2nd

Did you know Sabena L Staumbaugh, if yes is she living or dead, if dead when did she die, and who are her heirs at law, in whom her real estate vested at the time of her death? Describe her real estate if any?

Ans.

I know her. She was my mother and died the 17th of Sept. 1904. Intestate leaving surviving her, an adult daughter, Maria L. Ogle, wife of Robert L. Ogle, myself, Mrs Bradley Staumbaugh, my wife's name is Fannie M. Staumbaugh, an adult daughter Virginia A. Buffington, whose husband's name is Harry B Buffington, an adult son Frank A Staumbaugh, an adult son, Charles B Staumbaugh an adult daughter, Clara A. Staumbaugh, who is unmarried. All plaintiffs in the above entitled cause, and all reside in Frederick County, excepting Virginia B Buffington and husband and Chas. Staumbaugh who reside in New York City, together with the defendant Edward Staumbaugh who is an infant and was at the time of institution of this suit a resident of Frederick Co. but has since gone to New York.

The deed seized and possessed of the following real estate, it being the same property described Exhibits 1 & 2 now shown me, less a portion thereof described in Exhibit No 4 now shown me

This property at the time of my mother's death, that is the property described in Ex No. 2, was subject to a mortgage claim described as in Exhibit No 3 now shown me, which real estate descended to and vested in the plaintiffs and defendants in this cause as tenants in common upon the death of my mother my father having died previous to my mother's death.

No. 3

Is the property mentioned in Exhibits Nos. 1 & 2, susceptible of division among the parties of interest?

Ans

It is not. It consists of a dwelling house