

No. 8049 Equity.

General Replication

Filed Oct 2-1906.

The plaintiffs join issue on the matters alleged in the answer of Eli G. Keough, guardian ad litem for Mary M. Maxwell and Anna May Maxwell so far as the same may be taken to deny or avoid the allegations of the Bill.

Eugene L. Howe
Solicitor for Plaintiffs.

Filed Nov. 21-1906.

Testimony.

Leslie M. Maxwell
et al.

(vs)
Mary M. Maxwell
et al

No 8049, Equity. In the
Circuit Court for Frederick
County, In Equity.

To the Honorable: The Judge of said Court,
In pursuance of an order of the Circuit Court and
Notice given me by the Solicitor for the Plaintiffs, I Albert
S. Brown one of the Standing Examiners of your Honorable
Court duly appointed, qualified and sworn did, on the
21st day of November A.D. 1906, at "Spangler Hotel"
in the town of Emmitsburg Frederick County, Maryland
at the hour of one o'clock P.M. proceed to take the
following depositions of the Witnesses, then & there produced
to testify on behalf of the Plaintiffs in this Cause, as
follows to wit

Present Mr Eugene L. Howe
Solicitor for the Plaintiffs.

Exhibits "A" & "B" to the Bill were filed with the
Examiners as evidence and are so marked.
Henry F. Maxwell, a witness of lawful age produced on
the part of the Plaintiffs being duly sworn and Examined
Viva-Voce. deposed and says as follows:-
My name is Henry F. Maxwell, I am 67 years of age and
I reside near Emmitsburg, Md. I know all the parties to
this Cause except the Heirs - I know Francis A. Maxwell
he was a brother of mine. He died April 30 1906 at his
residence in York Town. He left no will. He was at
the time of his death seized and possessed of a one
half interest in a house & lot of ground situated adjacent
to Emmitsburg Maryland, worth probably \$350 = this lot
adjoins the lot of the Presbyterian Church on the
West, and the lot of Patterson Brothers on the East.
Fronting 38 1/2 feet on Main Street running back this
same width to an alley in the rear, it is part of lot