

No. 8177. Equity.

Q. How old are you?

A. Eighty-three years.

Q. How you acquainted in his lifetime with Samuel S. Hoage, who is referred to in this Suit as having been the owner of certain land in Sugar Loaf Mountain, Frederick County, Maryland, acquired by Elisha Howard from the Bank of the United States, if so, what if any relation was he to you?

A. I was; he was my father.

Q. It is claimed in this Suit that your father left a will which was probated at Rockville in this County - do you know whether that statement is true?

A. Yes, he left a will and the estate was settled through the Court at Rockville.

Q. Now Hoage this is a Suit brought to enforce a Contract for the purchase of a piece of land in Sugar Loaf Mountain, which you sold to General H. Marshall by deed dated the 31st day of August, 1905, and which is described as follows: All those two lots, pieces or parcels of Grounds being parts of a tract of land called "Four Stag" and designated on a Plat made by Skelley Jones, dated December 8th, 1837, as Lots Nos. 58 & 39;

beginning for said two lots at a Stone Marked

B. No. 38, and running thence North 45° degrees East

$88\frac{1}{2}$ poles to a Stone Marked No. 4; thence North

40° degrees west 8° poles to a Stone Marked B. No.

40; thence South $85\frac{1}{2}$ degrees West 134 poles to

a Stone Marked B. No. 28, thence South 6° degrees

West 50 poles to a Stone Marked 128; thence South 84°

degrees East 36 poles to a Stone Marked 124; thence

South 6° degrees West 20 poles to a Stone Marked B. G.

S. S. & T. 7; thence South $21\frac{1}{2}$ degrees West $6\frac{1}{2}$ poles

to a Stone Marked No. 1, thence North 65° degrees East

$16\frac{1}{2}$ poles to a Stone Marked No. 2; thence North $19\frac{1}{2}$

degrees East $31\frac{1}{2}$ poles to a Stone Marked No. 3,

thence with a straight line to the beginning, containing

$41\frac{3}{4}$ acres, be the same more or less, being the

same land which was conveyed to Elisha Howard

by the Bank of the United States, by deed dated March 23, 1833, and recorded on September 17, 1833, in Liber J. S. No. 44, Folio 86 et seq., one of the land records of Frederick County, Maryland, excepting however one acre, one cord and ten perches, clear of

Older Survey be the same more or less, conveyed by Elisha Howard and wife to Warren Sellman by deed dated June 11, 1844, and recorded in Liber