

## NO 8390. Equity.

thereof to the parties concerned, did at the appointed time and place proceed to take the following testimony to wit:-

The Plaintiffs filed with the Examiner as evidence Exhibit A. B. which are herewith returned by the said Examiner.

Edward F. Hardy, a witness of lawful age produced on the part of the Plaintiffs being duly sworn and examined viva voce deposes and swears as follows:-

My name is Edward F. Hardy, my age is 31 years. I reside at Frederick Md. I know all the parties to this proceeding.

I knew the Catherine Hardy mentioned in the Bill of Complaint in this cause, she was my mother and is dead, she died on March 13<sup>th</sup>, 1905, at Burkittsville, Frederick County, Md.

She left at the time of her death the following children viz:-

(1) A son Thomas H. Hardy whose wife's name is Helen Hardy, he has since died leaving his widow who reside at Neaverton in Washington and the following children viz:-

- (1) Mary Hardy and
- (2) George Hardy both of whom are infants residing with their mother and
- (3) Edith Mabel Hardy and
- (4) Bruce Hardy both of whom are also residing with their mother.

(2) A daughter Catherine J. Hardy who is unmarried and an adult living in Frederick County, Md.

(3) A daughter, Nora G. Rogers who is the wife of Chas. A. Rogers who are both adults residing in Frederick County.

(4) A daughter Anna May Grove, wife of Wm. J. Grove, both adults residing in Frederick County, Md.

(5) A son Edward Fairfax Hardy whose wife's name is Nettie E. Hardy, both of whom are adults, residing in Frederick County.

(6) A son William J. Hardy who is an adult and who is a non-resident of the State of Maryland and his residence is unknown.

We have tried to locate him for 4 or 5 years but have not been able to do so, and

(7) A son George J. Hardy whose wife's name is Adeline Hardy both of whom are adults, residing in the State of California.

I look at Exhibit A. filed with the Bill of Complaint, and I am acquainted with the property therein described. It consists of about an acre of land improved by a dwelling and out-buildings situated in Burkittsville in