No. 8569. Equity.

Exceptions of Harry J. Buck, defendant to the Plaintiffs Testimony &c.

Filed Nov. 25-1910

To the Honorable Judge of Said Court:

The exceptions of Harry J. Buck to the depositions of Anna Marie Duell Hedges. Alice V. Bartgis. Samuel H. Hedges. Louise C. Blume. Mary Hoodless. Wm. M. Smith. and Thomas B. Johnson taken by and in behalf of the plaintiffs in this cause. and returned and filed in this Court July 18-1910.

This defendant excepts:—

1. To the competency of Anna Marie Duell Hedges generally as a witness in this case.

2. To the following Interrogatories propounded to the Said Anna Marie Duell Hedges: (a). to the 9th. because the Same is leading:

(b) to the 10th. int. because the Same is leading, immaterial and irrelevant: (c) to the 11th. Int. because the Same is leading irrelevant and immaterial.

3. To the answer of Said Anna Marie Duell Hedges to the 11th. Interrogatory because the fifth part thereof dealing with the Claims of Dr. Johnson. Mr. Schroeder Garber and Green and the M & Fleish Cemetery Co. is pure hear-say evidence immaterial. irrelevant and not primary evidence: and, because the latter part of Said Answer referring to the supposed Claim, of the Said Anna Marie Duell Hedges. is clearly inadmissible and incompetent. incompetent. involving statements made by and transactions had with the deceased Anna F. Duell. and being. therefore, in direct violation of Article 35. Sec. 3. of the Code of Public General Laws of Maryland.

4. To the entire answer of Said Anna Marie Duell Hedges to 12th. Int. because the Same is inpertinent immaterial. irrelevant. and incompetent. and because the Same contains evidence about statements made by and transactions had with the deceased, Anna Marie F. Duell. as to the testifying of which this witness (Anna Marie Duell Hedges) is disqualified under the laws of Maryland.

5. To the answer of Alice V. Bartgis. to the 4th Int. propounded to her because the Same is inpertinent. irrelevant and immaterial,

6. To the 5th and 6th. Interrogatory propounded to the Said Alice V. Bartgis because the Same are leading, immaterial and irrelevant.

7. To the Competency of Samuel E. Hedges as a