

No. 8942. Equity.

Charles W. Johnson, a witness of lawful age, produced on the part of the Plaintiffs, being first duly sworn and examined *Vera voce* deposed and says as follows:-

My name is Charles W. Johnson. I knew Samuel Brandenburg, late of Frederick County, deceased, and he died about the year 1888. He left surviving him a widow, Julianne C. Brandenburg and the following children and heirs at law, all of whom reside in Frederick County, Maryland with the exception of Cyrus P. Brandenburg, a son whose wife's name is Julia Brandenburg, Henry L. Brandenburg, a son, whose wife's name is Louise C. Brandenburg, Samuel T. Brandenburg, Cyrus P. Brandenburg, a son whose wife's name is Stella Brandenburg, Elmer C. Brandenburg, a son whose wife's name is Annie M. Brandenburg, Mollie Routah, a daughter who intermarried with Jacob L. Routah; Chester Brandenburg, a son, whose wife's name is Susan D. Brandenburg, and Martie R. Brandenburg, a son, who died a little over a year ago leaving surviving him a widow Emma D. Brandenburg, and a number of children, the others I do not know.

During the life time of Samuel Brandenburg he bought several pieces of land lying in the neighborhood of Wolfersie, Frederick County, Maryland.

I look at Exhibit, A. now shown me, which is Certified Copy of a deed from John Fisher and others to Samuel Brandenburg, and this deed correctly describes a part of the property which went to make up the home place of Samuel Brandenburg. Exhibit B. is a Certified Copy of deed from Samuel Neesling and wife to Samuel Brandenburg. Exhibit C. is a Certified Copy of a deed from Mark Eckart and wife to the said Samuel Brandenburg. Exhibit D. is a Certified Copy of a deed from Samuel Mangum and wife to the said Samuel Brandenburg. All of these properties join one another and make up the Brandenburg home place.

I look at Exhibit E. now handed me, which is a Certified Copy of a deed from Samuel Brandenburg and Julianne C. Brandenburg, his wife, to John D. Brandenburg, conveying to him, the said John D. Brandenburg, about 45 acres of land.

After the death of Samuel Brandenburg, the widow, Julianne C. Brandenburg, and his sons and daughters, who were all adults, joined in a deed to Samuel T. Brandenburg, conveying in the neighborhood of 126.78 acres of land to him