

in Libertytown, Maryland, and is about 55 years of age.

To the Gen. Int.

Ans--Nothing further.

Hepsie E. Etchison.

George Wesley Kindley, a witness of lawful age, being one of the defendants having first been duly sworn deposes and says--

My name is George Wesley Kindley. I am 57 years of age. I reside in Frederick Maryland, I am one of the parties to this suit. I know all the parties to this cause, and the real estate mentioned in this case.

I know George F. Kindley, Sr., who was my grand father. He died about the year 1887, and left a last will and testament with codicils thereto, certified copies of which are filed with the Bill in this case marked Exhibit A.

The said George F. Kindley Sr., left five children, his wife having died prior to his death. His said Children are named in Exhibit A., his son Sebastian named in said will was the first one that died and he left a widow Mary Kindley who is now well on to 70 years of age and lives in Montgomery Co., Maryland. They never had any children. Another son William J. Kindley, named in said will died about 15 years ago and his wife is also dead and they left no children. He was the 3rd of said children to die.

The daughter Miranda E. Boyer, named in said will was the fourth of said children mentioned in exhibit A to die, and she left no children or descendants and her husband Wesley Boyer, died on or about the 4th of November, 1913.

The daughter Elvira W. Davis was the second of the children mentioned in said will to die, and her husband Joab W. Davis, Jr., is dead. They left the following children and descendants--Vernon W. Davis, a son, who died prior to the death of his father, but after the death of his mother, and whose widow Mollie Davis is about 55 years of age, and resides in Muncie, Indiana. The said Vernon W. Davis left surviving him two children Grover C. Davis, unmarried and Alfred N. Davis, whose wife's name is Louise Davis all of whom are adults residing in the State of Indiana.

The said Elvira W. Davis also left surviving her a son William K. Davis, whose wife's name Mary E., both adults residing in Frederick County Maryland and who I understand have sold their interests as appears by the Exhibits filed.

The said Elvira W. Davis also left surviving her another adult son Joab W. Davis, Jr. who is non compos mentis, and who has been in the Springfield Asylum for more than ten years, in Carroll county Md. He never married.

The said Elvira W. Davis also left an adult daughter Hepsie E. Etchison, who was formerly married to Philip Smith, then to Mr. Etchison, both of which said husbands have been dead for a number of years.

The said George F. Kindley Sr., also left a son, George F. Kindley, Jr., who was my father, and who has been dead since July 1913.

He was the last of the surviving children of George F. Kindley dec'd. His wife, my mother Elizabeth Kindley aged 77 years is living in Frederick County, Maryland.

Their children and descendants are as follows--

George Wesley Kindley, the present witness whose wife's name is Julia B.

William Ernest Kindley, whose wife's name is Mamie, all of whom are adults residing in Frederick County, Maryland.

A son Bradley W. Kindley, whose wife's name is Fannie, both of whom are adults residing in Baltimore Md. He also had another son J. Newton Kindley, who died a few years before his father, and left no will, but leaving a widow Mary L. Kindley, aged about 55 years and also a daughter Nellie N. who is the wife of George W. McComas, both of