ANSWER OF HAMMOND URNER.

To the Honoraboe, the Judges of said Court--

The answer of Hammond urner to the Bill of Complaint in the above case, filed against him and others, respectfully shows--

1. That by the will of Amanda S. hedges, late of Frederick County, deceased, a copy of which is filed in the above case as Exhibit No. 1 Milton G. urner was appointed Executor of said Will, and it is therein provided that in case he should die before the final execution of the provisions and trusts of said will, that then this respondent should be the executor of the same, with all the powers, duties, and responsibilities reposed in the executor first named.

2. That the said first named executor is still living and has fully executed said will, subject to the conti gency that Lillian R. Talbott, now lillian R. Talbott Humphrey, should die without leaving any child, children or issue living at her death, and she now has one child living, and that this respondent should ever have any poers or duties to perform under said will is a remote possibility and he now has no interest in the subject matter of this suit.

3. That he has no personal knowledge of the allegations of said Bill and neither admits nor denies the same and suggests that the Plaintiff be required to prove the allegations of said Bill. And having fully answered he prays to be dismissed, &c.

Hammond Urner.

ORDER TO TAKE TESTIMONY.

To the Honorable the Judges of said Court--

The petition of Lillian R. Talbott Humphrey, the Plaintiff in this case respectfully represents that the said cause is at issue and that she desires to take testimony to support the allegations of the Bill and prays that leave may be granted to her to do so before one of the standing examiners of this Court.

Urner & Urner
Lloyd T. MacGill
Solicitors for Plaintiff.

Upon the aforegoing petition it is ordered this 28th day of September, 1914, by the Circuit Court for Frederick County, sitting as a Court of Equity, that leave be granted to the Parties to this cause to take testimony as prayed before one of the standing Examiners of this Court.

Glenn H. Worthington.

TESTIMONY.

In pursuance of the annexed order of the Court and notice given me by the Solicitors for the Plaintiff, I Clayton O. Keedy, one of the Standing Examiners of said Court, duly appointed, qualified and sworn, having assigned the 30th day of September, 1914, and the offices of urner & Urner in Frederick, Maryland, as the time and place for taking the testimony in this cause, and having given due notice thereof to the parties concerned, did in pursuance thereof, proceed to take the following testimony, towit--

Present--Mr. Milton G. Urner
Mr. Lloyd T. Macgill
Solicitors for Plaintiffs.

The Plaintiff filed with the Examiner, as evidence, Exhibits Nos. 1, 2, 3, 4, 5, and Exhibit C. M. M. which are herewith returned by said Examiner.

Mr. Milton G. Urner, a witness of Lawful age, produced on the part of the Plaintiff, being duly sworn deposes and says as follows--

My name is Milton G. Urner, I am 75 years of age and reside in Frederick County Maryland. I was the Executor of Mrs. Amanda S. hedges, deceased, who was the owner in her lifetime of the real estate described in these proceedings. I know the farm of something over 230 acres, and I have a limited knowledgeof the woodlot. By the will of Mrs. hedges, I, as Executor, was to have the man-