

Theodore Martin, a witness of lawful age, produced on the part of the Plaintiffs, being first duly sworn and examined viva voce, deposes and says as follows:-

My name is Theodore Martin, Frederick County, Maryland. I am a son of Sarah Martin. I know all the parties to the suit, and the names as testified to by Mr. William H. Long and Mr. Harvey B. Ogle are correct.

I desire both properties to be sold though I understand that my father, Samuel J. Martin, objects to the sale of the property mentioned in Exhibit No. 1 to the petition filed in this case, it being the property conveyed to my mother by Harriet Moser. I know it to be the desire of all my brothers that this property be sold and the proceeds divided. Neither of said properties can be divided without and injury to those interested.

As to the several judgements filed in this cause against me and my brother, the one at the Citizen Savings Bank is an indebtedness due by my brother, Howard Martin, and should be paid by him. I desire to claim such exemption as I may be entitled to from the funds coming to me.

To the General Interrogatory.

A. Nothing further.

Dory T. Martin.

Whereupon there being no other witnesses to examine and no further time being required for the production of testimony the said Examiner at the request of the Solicitor for the plaintiff closes the taking of testimony and the said Examiner hereby certifies that the foregoing are the true and original depositions of the witnesses in this cause as the same were read over to and signed by them respectively. The said testimony having been taken down in stenographic notes and subsequently typewritten by Claude S. Hahn the Examiners sworn clerk. and the said Examiner herewith returns the same to your Honorable Court, enclosed and under his hand and seal.

Witness my hand and seal this 10th day of May A.D. 1912.

Albert S. Brown (SEAL)

Examiner

Costs of the foregoing testimony

Albert S. Brown, Examiner, one day-----	\$4.00
Claude S. Hahn, Examiners Clerk, one day----	2.50
Samuel J. Martin, Witness 1 day & milage	2.85
William H. Long, " "	2.85
Harvey B. Ogle, " "	2.85
Theodore Martin, " "	2.85
Sheriff Charles T. Fagan 3 summons'	1.20
Sheriff Charles T. Fagan 3 summons'	1.20
Total	\$20.30

Certified to

A. S. Brown
Examiner.

Filed May 10, 1912.

Joseph Clayton Martin
et. al.
Samuel J. Martin
et. al.

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No 8768 Equity.
In the circuit Court for
Frederick County, sitting
As a Court of Equity.
April Term, 1912.

The above cause standing ready for a hearing, and being submitted, the Bill, Answer Exhibits Testimony and all other proceedings were by the Court read considered and the petition of Samuel J. Martin, that all the real estate of which Sarah C. Martin, died seized and possessed be sold free, clear and discharg