

TESTIMONY

THOMAS CLINTON MATENY, ASSIGNEE,)	No. 7479 EQUITY.
VS.	(In the Circuit Court for Frederick
MAUD GARDNER AND ELMER E. MATENY.)	County, sitting as a Court of EQUITY

To the Honorable, the Judges of the Circuit Court for Frederick County, sitting as a Court of Equity!

The answer of the defendants in the above entitled cause having been filed, and the cause being at issue, the complainant prays your Honors to pass an order referring said cause to one of the standing Examiners of this Court for the purpose of taking testimony in support of the allegations in the bill of complaint.

And as in duty bound, etc.

Edgar H. McBride.
Solicitor for Complainant.

The foregoing petition having been read and considered, it is thereupon this 2nd, day of August, in the year Nineteen Hundred and Fifteen, by the Circuit Court for Frederick County, sitting as a Court of Equity, and by the authority thereof, ordered that the foregoing cause be and the same is hereby referred to any one of the standing Examiners of this Court for the purpose of taking testimony in support of the allegations contained in the bill of complaint.

Glenn H. Worthington

THOMAS CLINTON MATENY, ASSIGNEE,	:"	No. 7479 EQUITY IN THE
VS.	:"	CIRCUIT COURT FOR FREDERICK COUNTY,
MAUD GARDNER AND ELMER E. MATENY.	:"	SITTING AS A COURT OF EQUITY.

To the Honorable, the Judges of said Court!

In pursuance of an order of the Court and notice given me by the solicitor for the plaintiff, I, D. Princeton Bucky, one of the standing Examiners of your Honorable Court, duly appointed, qualified and sworn, did, on the 2nd day of August, A.D. 1915, at the law office of the Examiner in the City of Frederick, State of Maryland, at the hour of 2.00 o'clock P.M. proceed to take the following depositions of the witnesses then and there produced before me, that is to say:

Present: Edgar H. McBride, Esquire, Solicitor for the Defendant, Mrs. Maud Gardner.

The plaintiff files with the Examiner as evidence Exhibits Nos. 1 and 2, and Exhibits A, B, C, and F and the same are so marked.

The Defendant, Mrs. Maud Gardner, files with the Examiner as evidence Exhibits X, Y and Z, and the same are so marked.

THOMAS CLINTON MATENY, plaintiff, produced in his own behalf, being duly sworn, deposes and says as follows:-

1. Please give your name, age and residence.
A. Thomas Clinton Mateny; fifty-seven; 364 West Patrick Street, Frederick City, Maryland
2. You are the assignee in this case, are you not?
A. Yes sir.
3. Assignee of the Franklin Savings Bank?
A. Yes sir.
4. Did you know Emaline Gardner in her lifetime, and what relation is she to you?
A. Yes sir, I knew her; she is my mother.
5. Is she living or not?
A. No sir, she is dead.
6. About what time did she die?
A. She has been ^{dead} now twenty years; she died in 1895.
7. Did she leave a will or not? (Excepted to)
A. No sir.
8. Did she possess any real estate at her death? (Excepted to)
A. Nothing but the property.