

Annie Elliott  
 VS.  
 Mary Elliott  
 Laura Elliott et al.

No. 5924 Equity  
 in the Circuit Court  
 for Frederick  
 County sitting in Equity.

\*\*\*\*\*

In pursuance of the annexed order of Court and notice given me by the Solicitor for the Plaintiff in the above entitled cause I William Wilcoxon one of the regular examiners said Court having fixed Saturday the 2nd day of July A.D. 1892 at my office in Frederick City Maryland as the time and place for taking the testimony in this cause and having given due notice thereof to the parties concerned did then and there proceed to take the following testimony, to wit:-

the Plaintiff filed with the Examiner as evidence Exhibit No. 1 which is herewith returned by said Examiner. Charles M. Wenner a witness of lawful age produced on the part of the plaintiff being duly sworn & Examined Viv. Voci deposes and says as follows to wit:- My name is Charles M. Wenner I am 29 years of age, and reside in Brunswick Frederick County, Maryland and I know all the parties to the suit, their names are Annie <sup>an adult</sup> Elliott, a daughter of Wm. Elliott & Susannah his wife, Laura Elliott a daughter Mary Elliott a daughter I knew there was a John Elliott a adult from hearsay who has not been about Brunswick in my recollection a son of Wm. & Susannah Elliott, there were two others now dead Margaret and Betty, Margaret also married Wm. Ray both of whom are dead leaving heirs at law, namely Stella & Margaret, daughters, Stella is an adult and Margaret an infant; another daughter Betty who married Wm. H. Jordan is now dead leaving two children and a husband surviving, one of the children named Edward an adult and Avy a son an infant all of whom are residents of Frederick County, Maryland I knew Susannah & Wm. Elliott, they are both dead, they died at Brunswick in Frederick County, Maryland, she has been dead several years and he died about seven years ago. Susannah Elliott I believe died seized and possessed of the Real Estate described in Exhibit No. 1, which I have examined it is located in Brunswick Frederick County, Maryland, and it is worth in my opinion \$1000.00 This Real Estate is not capable of division among its those entitled thereto without great loss & damage, and in my opinion it is best for all parties concerned to have the said property sold and the proceeds divided. To the General Interrogaphy proposed by the Examiner.

Ans. I know nothing further

C. W. Wenner.

Thereupon the taking of said testimony was by consent adjourned to the 11th day of July A.D. 1892, at which time and at the place aforesaid I then and there proceeded to take the following testimony to wit:-

John L. Jordan a witness of lawful age produced on the part of the Plaintiffs being duly sworn and examined "Viva Voca" deposes and says as follows, to wit:- My name is John L. Jordan my age is 45 years, and I reside in Brunswick Frederick County, Md, I know the parties to this suit, their names are as follows:- Annin Elliott and all resident of Frederick County, Mary Elliott an adult, resides in Frederick County, Laura Elliott an adult resides in Frederick County, John Elliott an adult, non-resident; Maggie Ray the daughter of Maggie Ray & William Ray her husband both dead, leaving surviving two daughters Maggie & Stella Ray, residents of Frederick County, William H. Jordan husband of Bettie Jordan now deceased leaving surviving two children Avy & Edward Jordan Avy is an infant and Edward an adult. I knew Susannah Elliott late of Frederick County, wife of William Elliott, she is dead, she died in Frederick County several years ago & he died about seven years ago, she Susannah Elliott died seized and possessed some real property situate in Brunswick, Frederick County, Md, containing a house and lot of about 1/4 Acre, I look at Exhibit No. 1 here shown me, it correctly describes the real estate of which said Susannah died seized and possessed I believe it is worth about \$700.00. In my opinion the said Real Estate is not capable of