

there would be very little left for division among so many people. The value in my judgment, of the two properties would be about \$1500.

13. Had any of the properties described in Exhibit No. 2 to the Bill of Complaint, been sold by Mary A. C. Hammer during her life time? If yes state how much and to whom it was sold?

Ans. We bought the western eighteen feet of the Hammer lot on Patrick Street, certified copy of which deed I herewith file as evidence marked Exhibit No. 4. all the balance of the property owned and possessed by George Hammer, described in Exhibits Nos. 2 and 3, Mary A. C. Hammer died seized and possessed of and so far as I know received the rents and profits therefrom during her lifetime. To General Int? Nothing Further.

Margaret J. McLand.

I, Samuel Notnagle a witness of lawful age produced on the part of the plaintiff having been first duly sworn and examined deposes and says:-

1. State your name, age and residence?

Ans. P. Samuel Notnagle, 63 years, I reside # 485 West Patrick Street, Frederick Maryland

2. Did you know Geo. Hammer in his lifetime? Is he living or dead? If dead when did he die?

Ans. Yes I knew Geo Hammer. He is dead. He died about 48 years ago.

3. Did he die testate or intestate?

Ans. He died testate.

4. Who did he leave surviving him as his heirs at law and next of kin?

Ans. He left surviving him three children Alice V. Charles F. and Mary Ann C. Hammer his wife died before him.

5. Had the late Geo. Hammer any relatives?

Ans. He had not.

6. Can you say whether or not Alice V. Hammer or Charles F. Hammer are living or dead? If dead did they leave surviving them any heirs at law?

Ans. Yes they are both dead. They were never married and left an only relative in their sister Mary A. C. Hammer.

7. Was the late Geo. Hammer possessed of any real estate at the time of his death?

Ans. He was, He owned two lots of ground on West Patrick Street in Frederick City, Maryland which are correctly described in Exhibit No. 2 to the Bill of Complaint. He also owned a lot of ground on Telegraph Street in Frederick City, Maryland which is correctly described in Exhibit No. 3 to the Bill of Complaint.

8. Did you know Mary A. C. Hammer the daughter of the late George Hammer during her life time? Is she living or dead? If dead when did she die?

Ans. Yes I knew her she is dead she died last spring 1915, she left no will.

9. Who were the heirs at law and next of kin of Mary A. C. Hammer?

Ans. She was never married. Her father, Mother, brothers and sisters all died before her. She left no heirs at law or next of kin on her father's side. On her Mother's side she left certain children of two deceased children of her mother who are her first cousins as follows:- Her mother had two sisters one of whom married Henry Koontz the other sister I am told married a man by the name of Lot Woodruff. Mrs. Koontz I am told died many years ago. She left two children surviving her one of whom Charles Frank Koontz, a widower, is the Plaintiff in this case, the other, was a son named John H. Koontz now dead. His wife is living and her name is Susie M. Koontz. John H. Koontz left two children an adult daughter, Bertha M. whose husband's name is John A. Reynolds and who live in Govans, Baltimore County, Maryland, and an adult son Charles E. Koontz, unmarried, who lives at Kings Mills Warren Co. Ohio, John H. Koontz died about February 4th, 1902, Charles H. Koontz and Bertha M. Reynolds are both adults over 21 years of age. Mrs. Charolette Woodruff, wife of Lot Woodruff, is dead, Lot Woodruff is also dead, she died in 1907 and left four daughters. Mrs. Alice M. Snyder wife of Henry Snyder both residents of Cincinnati Ohio, Sarah Woodruff Bolmer who