

The foregoing petition of Christopher C. Stottlemeyer, the plaintiff in this cause, having been read and considered, it is, thereupon, this 7th day of March in the year 1916 by the Circuit Couer for Frederick County, sitting as a Court of Equity, and by the authority of said Court, ordered that leave be granted to the parties to this cause to take testimony as prayed before one of the standing examiners of this Court.

Filed March 7'1916.

Glenn H. Worthington
Judge of the Circuit Court.

Christopher C. Stottlemeyer

No. 9416 EQUITY.

VS.

In the Circuit Court for

Cora Idella (Marken) Barkdoll
and George W. Barkdoll, her
husband, and others.

Frederick County, sitting as a
Court of Equity.

.....

In pursuance of the annexed order of the Court and notice given me by the solicitor for the Plaintiff in the above entitled cause, I Clayton O. Keedy, one of the standing Examiners of said Court duly appointed, qualified and sworn, having assigned the 8th day of March 1916, at my office in Frederick Maryland, as the time and place for taking the testimony in said cause and having given due notice thereof, did, at the appointed time and place proceed to take the following testimony to wit:-

The Plaintiff filed with the Examiner as evidence Exhibits Nos, 1, 2 & 3, which are herewith returned by the said Examiner.-

Christopher C. Stottlemeyer a witness of lawful age produced on the part of the plaintiff being duly sworn and examined viva voce deposes and says as follows:-

My name is Christopher C. Stottlemeyer, my age is 58 years I reside Catootin District in Frederick County, I know all the parties to this suit and have known them for many years. I look at Exhibit No. 1 to the Bill now shown me and it is a note made by Georganna Marken and James H. Marken her husband, Ora E. Marken and myself to the Smithsburg Bank of Washington County, Maryland, for One hundred Dollars, Georgainna Marken was the principal on the note and got the money the other co-makers were the sureties after the death of her and her husband I had to lift the note and pay the balance that was then due on it which was the sum of \$65.18 which I paid on Feby, 8, 1916, and took possession of the note. The said Georianna Marken died about the years ago about the yrar 1913, and her husband died in January 1916, they both died intestate, leaving the real estate mentioned in Exhibit No. 2 and personal property consisting of household goods worth not more than \$50, and no administration was taken out on said personal property.

Their only real estate consists of that property described in Exhibit No. 2, Containing 2 A 2 R and 32 sq, per, more or less, improved by a dwelling house and a few minor outbuildings Mr. Adam N. Warrenfelts and his wife conveyed this property to Mrs. Georgianna Marken by the deed marked Exhibit No. 2 which was never recorded and after her death the said grantors undertook to convey the same property to her husband James H. Marken by the deed Exhibit No. 3 which was also never recorded. These Deeds remained in the Marken family and after the death of Mr Marken were delivered to me by George W. Barkdoll, the husband of the oldest daughter who requested him to do so, and I delivered them to my Solicitor before the Bill was filed. In my opinion the property is worth \$250. to \$300. The said Georgianna Marken and her husband left the following children as their only heirs at law:-

(1) A daughter Cora Idella an adult, married to George W. Barkdoll, both of whom live in Frederick County, (2) A son, Ora C. Marken, married to Mary Gordan, both of whom are adults residing in Washington County, (3) A daughter, Goldie Mrytle married to Lewis Frey, both of whom are adults residing in Frederick County- (4) A daughter Goldie ray Marken (5) A Son Samuel Milo Marken, (6) A Son James Hector Marken, and (7) A Son, Clarence Alton Marken, which last four named are all infants under 21 years, residing in Frederick County.

The funeral expenses are mostly unpaid and of Mr. Marken are untirely unpaid and their are also unpaid bills of said decendant.