

2. Did you know Edward H. Powell in his lifetime and state whether he was indebted to you? If yes, state same fully?

Ans. Yes I knew Edward H. Powell during his lifetime. He was indebted to me on a promissory note part of which was paid out of his personal estate and by his widow personally leaving a balance due of \$117.90 with interest from Feb, 23, 1914, to April 15, 1916, amounting to \$14.74 making a total of \$132.64. I herewith file the note on and by which this indebtedness is shown.

To General Int? Nothing further.

James K. Waters.

Whereupon there being no further time required and no other witnesses to be examined for the production of testimony in this cause I, the aforesaid Examiner, hereby certify that the foregoing are the original depositions in this cause as the same were read over to the witnesses and signed by them respectfully and I herewith return the same, along with the Exhibits filed, inclosed to your Honorable Court.

Witness my hand this 20th day of March A.D. 1916.

Guy K. Metter
Examiner.

Costs of foregoing testimony.

Guy K. Metter Examiner 1 day-----	4.00
Guy K. Metter Expenses to Thurmont & from same	1.00
Milten L. Powell Witness-----	.75
Joseph C. Gernand, Witness-----	.75
Stanley R. Damuth, Witness-----	.75
James K. Waters, Witness-----	.75
Total Costs-----	\$8.00

Certified to -----Guy K. Metter (SEAL)
Examiner.

(Filed March 20th, 1916)

This note secured by Mortgage of even date)

\$859.55.

Frederick, Md., June 15th, 1899.

One year after date, we jointly and severally promise to pay to JAMES K. WATERS or order the sum of, Eight Hundred and fifty Nine and 55/100 Dollars for value received, with interest from date at the rate of five per centum per annum, payable semi annually.

{ Revenue Stamps }
18 Cts.

By the Orphans Court
Will pass when paid
Test: Samuel D. Thomas.

Edward H. Powell
Susan M. Powell
1911, Aug 22

January 13th, 1908 Interest paid up to date and principle reduced down making balance due on principle to Five Hundred Dollars on the Mortgage note, Jas. K. Waters.

1914 February, 23 Rec'd on within note Interest, and Judgement on principal reducing note to \$117.90 balance.

(See note dated Sept, 6th, 1909, for similar credits.

James K. Waters.

EXHIBIT NO. 3

State of Maryland, Frederick County, to-wit!--

On this 22 day of August A.D. 1911, before me the subscriber Register of Wills in and for said County, personally appeared James K. Waters and made oath in due form of law that no part of the money intended to be secured by the annexed note, hath been received, or any security or satisfaction given for the same. Other than Credit hereon.

Sworn before -----Samuel D. Thomas

Register of Wills for Frederick County.

Filed March, 18th, 1916.

DECREE.

Luther K. Powell et al.
vs.
Susan M. Powell et al.

No. 9426 Equity. in the Circuit Court
for Frederick County, Sitting as a Court
-of Equity. March TERM, 1916,

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The above case standing ready for a hearing, and being submitted, the Bill, Answer,