

No. 9933 Equity.

Harry L. DAVIS, A witness of lawful age, produced on the part of the Plaintiff being first duly sworn deposes and says, as follows.

First- State your name, age, residence and occupation?

Answer- Harry L. Davis, I am 47 years of age, I reside in Frederick County, Maryland, I am a Farmer.,

2nd- Do you know the parties to this cause?

Answer - Yes I knew them all.

3rd- Did you know John M. Molesworth in his life time, is he living or dead, if dead when did he die?

Ans- Yes I knew him, he is dead, he died January 3rd 1912,

4th- did he die Testate or intestate?

Ans- He left a last will- filed in this cause as Exhibit, "A" is a Copy of it.

5th- When did he leave surviving him as his heirs, at law and next of kin?

Ans- He left a widow Margaret, M. Molesworth.

and is now about 62 years of age, a daughter Florida, who is now my wife; a daughter Minnie who is now the widow of Harry Andrews, a daughter Mary I Molesworth, all of whom are adults, and reside, in Frederick County, Maryland, with the exception of Mrs. Andrews, who is an adult, and lives in Baltimore City, Maryland, he also left a daughter Margaret Earle who was the wife of Morgan Cecil but who has died since, the death of her father, leaving a husband, Morgan Cecil and two infant children, named Margaret Earle Cecil, and John Cecil, surviving her, Morgan Cecil as an adult, and now resides, in the State of Pennsylvania, his infant children reside in Frederick Maryland. with Mrs E. L. Smith, or Schmidt, Mrs Molesworth also left another son John W. Molesworth Jr. who has died since the death of his father leaving a widow, Edith H. Molesworth, and five infant children whose names are as follows, Jessie Molesworth, Minnie Earle Molesworth, JOHN WILLIAM - Richard - and Beverly. who reside with their mother, in Frederick County, Maryland,

6th- Has there or not ever been any administration on the estate of Margaret Earle Cecil?

Ans- NO sir;-

7th- Did Margaret Earle Cecil die Testate or intestate?

Ans- She died Intestate-

8th- When did Mrs Cecil and John W. Molesworth Jr., Die?

Ans- Mrs. Cecil died in the fall of 1917. and John W. Molesworth Jr., died in the fall of 1918.

9th. Do You know the farm known as the "Warfield Farm" situate in Frederick County, Maryland, on west side of the road leading from Urbana to Hyattstown?

Ans- Yes Sir.

10th- Was not that part of the property of which John W. Molesworth died seized and possessed?..

Ans- It was.

11th- About how many acres does that farm contain?

Ans- 207 $\frac{1}{2}$  Acres.

12- Look at Exhibit " E " and State what it is?

Ans- It is the certified Copy of the deed for that land, and correctly describes it.

13th- Would it or not be to the benefit and advantage of the parties, concerned infants and adults, to have said farm sold. under a decree of Court, ?

Ans- Yes Sir;

14- Explain why?

Ans- At the age of Mrs Molesworth she is not capable of looking after the affairs and the land has to be rented out and is decreasing in value instead of increasing the longer it is held, the less they get out of it.

15th - About what is its value ?.

Ans - It is worth about \$14000 or \$15000.00)

#### General Interrogatory

John W. Molesworth Jr, died last Fall leaving a number of debts, that his mother is on some of his paper, unless the farm is sold there is danger of Mrs Molesworth's life-interest being sold under execution and the property going into strange hands, which I believe would also be to the disadvantage of the parties.

Harry L. Davis.

William Cadle, a witness of lawful age produced on the part of the Plaintiffs, being first duly Sworn, deposes and says as follows,

1st- State your name, age residence and occupation, and do you know the parties to this cause? and the land mentioned in the proceedings,

Ans;- WILLIAM CADLE. I am 60 years Old, reside in Urbana District, of this County, I am a farmer I know all the parties parties to this cause, and the land mentioned in these proceedings I live in sight of the land.

2nd-

Are you interested in these proceedings or related in any way, to the parties to this cause?

3rd, Did you know John W. Molesworth senior, in his life time?. is he living or dead and if dead, when did he die?

Ans- Yes sir, I knew for about 15 years before his death in January, 1912.

4th, Look at the Bill of Complaint, in this cause, now shown you, can you state, whether that correctly describes the Family of John W. Molesworth, Sr.? and their residence?

Ans- Yes, that is right as far as I knew, that covers all the heirs, I knew them All.

5th- Look at Exhibit " E " now shown you and state what it is?