

No. 10171 Equity,

and place for taking the testimony in this cause, and having give due notice thereof to the parties, concerned did at the appointed time and Place, proceed to take the following testimony to wbt;

The Plaintiff filed with the Examiner, as evidence Exhibit A,B,C, which are herewith returned by said Examiner,

George J. H. Kanode 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 George J, H, Kanode, my age is 42 years, I reside in Urbana District in Frederick County,

I Know all the parties to this suit, I Knew Charles E, Kanode, mentioned in the Bill in this cause, He was my Father, He is dead, He died on Jan- 15th 1902, and left a will i look at Exhibit C, Filed with the Bill and that is a certified Copy of his said last will, His Widow, Hester A.M, Kanode, mentioned in said will is now also dead, She died on april 17; 1920, intestate and with out ever having remarried,

The said Charles E, Kanode, left at the time of his death, Six Children whos names are mentioned, in said will, who are the same persons, who are the Childre and heirs at law, of his widow, the said Hester A.M, Kanode, their Children and their husbands names are as follows;

- (1) A Son. Geo, J,H,Kanode, the present witness, whose wife's name is Lavada E, Kanode,
- (2) A daughter Mollie C, Ricketts, whos husbands name is Benjamin F, Ricketts,
- (3) A son David E, Kanode whose Wife's name is Manzella Kanode,
- (4) A Daughter Dora S, Whipp whose husband's name is John D, Whipp,
- (5) A daughter Elva S, Conner, whose husbands name is Harry E, Conner,

All of said named parties are over Twenty One Years of age, and all reside in Frederick County, except the plaintiff, Mr & Mrs Conner, whose P. Office address is Union Bridge, and they reside either in Frederick or Carrol County, Md,

- (6) A Daughter Virginia H, Turner, who died intestate in November 1917, leaving a Husband, William J, A, Turner who is an Adult residing in Frederick County, Md. and the following Children;-

- (1) Catherine Ann Turner, and
- (2) William John Alfred Turner, Jr., both of whom are over 21 years of age, and have signed answer filed in this Case, and
- (3) George Walter Turner, who is an infant under 21 years of age, at present at Hampton roads, Va, but who was summoned in this County, as will appear by the Sheriff's Return filed in this Case,
- (4) John Raymond Turner,
- (5) Millard David Turner, Who is called in the Bill William David Turner,
- (6) Gordon Henry Turner, and
- (7) Paul Edward Turner, these last four named are also under 21 Years, of age and reside with their Father in Frederick County,

I knew the land of which my Father died seized and possessed, and which is described in Exhibit A, & B, filed with the Bill in this case, one tract about 67 Acres and the other a tract of about 100 acres, I suppose the land altogether is worth about \$10,000

the said land cannot be divided among the parties interested, therein, without loss and injury, thereto, and the only way to make a division of the interests is by a sale and division of the proceeds,

To the General Interrogatory by the Examiner
ans- That is about all,

George J.H. Kanode.