

No, 10112 Equity,

TESTIMONY

Laura, Warfield Forman, and
Husband,

Vs,

Florence V, Warfield, and
Others,

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No, 10112 Equity,

In the Circuit Court for Frederick
County, In Equity,

In pursuance of the Order contained in the Decree pro-confesso passed in this Cause, on April 17th, 1920, 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 this Court, duly appointed qualified and sworn having assigned the 7th day of May, A.D, 1920, at my Office, in Frederick Maryland, as the time and place for Taking testimony, in this Cause, and having given due notice to the parties, concerned did, at the appointed time proceed to take the Following Testimony, to-wit;

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

William R. Diggs, 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 William R. Diggs; my age is 55 years, of age, I reside in Frederick Md,

I Knew Manzella Warfield, she is dead, and died about 18 years ago, and left no will at the time of her death she was seized and possessed of a house and lot situated between Buckeystown and Urbana in Frederick County, about one eighth of a mile, from the road, I lived right adjoining it, when I came to Frederick, about 28 years ago, It is the same property, described in the deed from Jeremiah Lyles, to the said Margaret v, Warfield, and filed in these proceedings, as Exhibit A, The property in my Judgment is Worth about \$200,00 and would be worth more if it had an outlet, The Home is very Old,

The said Manzella Warfield, left at the time of her death a husband, William J. Warfield, who died after her death, a couple of years, She also left four Children as Follows,

(1) a son Charles E. Warfield who is over 21 years but who married to some one away from here, and when last heard from was living in Ft. Wayne Indiana,

(2) Laura Warfield who is now the wife, of Benjamin Forman, both adults and living in Saint Street, Frederick City, Frederick Co, Md,

(3) A daughter Florence V, Warfield, who is over twenty One years of age and lives in Philadelphia, Pa.,

(4) A daughter Ella M, Warfield, who is now dead, but who married to some one away from here, she left two children, I was about to buy the home some years ago, and the fact of her having children who were under age blocked the sale to me, Those Children would all be of age, by this time, but where they lived is not known here nor is it known whether her Children or husband are living, they are all away from this County and State, They were in the State of Pennsylvania, when last heard from,

This property cannot be divided among the Children and heirs at law, of said, Manzella V, Warfield, without great great loss and Injury, to their interests, because the property is so small to be divided into so many shares and has a house on it, and the only way to make a division of their interest is by selling it and dividing the money,

To the Gen Interrogatory, by the Examiner,
Ans, No, sir, I think that is all I Know about it,

William R. Diggs,

Thos. R Carroll, a witness of Lawful age, produced on the part of the Plaintiffs, being duly sworn and examined, Viva Voce deposes and says and follows,

My Name is Thomas R. Carroll my age is 42, years, I live at 125, W, All Saints, Street, in Frederick, Md,

I knew Manzella V, Warfield, in her life time, she is dead, she died about 18 years ago, and left no will,

She owned at the time of her death a house and lot which I Knew very