

leave to take testimony before one of the standing Examiners of this Court.

Samuel A. Lewis  
Solicitor for Complainant.

It is thereupon order this 5th day of August A.D.1921, by the Circuit Court for Frederick County, in Equity, and by the authority thereof, that leave be, and leave is hereby granted to the parties in this case to take testimony before one of the standing Examiners of this Court.

(Filed August 5, 1921)

Glenn H. Worthington.

TESTIMONY.

Irene M. Pryor	"	No. 10384 Equity.
	"	
Vs.	"	In the Circuit Court for
	"	
Crawford A. Pryor	"	Frederick County, in Equity
Infant et al.	"	
	"	

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To the Honorable; the Judges of said Court

In pursuance of an order of the Court and notice given me by the Solicitors for the Plaintiff, I, Albert S. Brown, one of the Standing Examiners of your Honorable Court, did, on the 12th day of August, A.D. 1921, at the Law Office of the Examiner in Frederick City, Maryland at the hour of 9 O'clock A.M. proceeded to take the following depositions of the Witnesses in this cause then and there produced before me .

Present Mr. Samuel A. Lewis.

Solicitor for the Plaintiff

No appearance for Defendants.

Mrs. Irene M. Pryor, a witness of lawful age produced on the part of the Plaintiff being first duly sworn and examined viva-voce deposes and says as follows.

My name is Irene M. Pryor, I am 33 years of age and I reside at Sabillasville this County, I am the Plaintiff in this case, the Defendant Crawford A. Pryor is my Son, he is now 12 years of age. My husband Thomas J. Pryor died on the 7th day of April A.D. 1921, intestate, and we my son and myself are his only heirs, my husband died seized and possessed of small lot of land, about 2 or 3 acres of land, improved by a dwelling house and outbuildings, hog pen &c. situated on the public road leading from Sabillasville to Pen-Mar, in Frederick County, Maryland, it is worth, in my opinion about \$2000.00 I look at the deed Exhibit No. 1 it is a certified copy of the deed and correctly described the land. This land is not susceptible of partition and division between my son and myself without loss and injury it has only one set of buildings and if divided my Son's share or my own would have to be rented and it would destroy the sale of both parcels to attempt to divide it, it would be much better to sell the whole tract and then divide the proceeds of sale. There is a mortgage on the property held by the Thurmont National Bank of Thurmont for \$550.00 a certified copy on this Mortgage is filed with the Bill as Exhibit No. 2, this mortgage debt has been paid off in part and there is now due on the mortgage \$300.00 and some little interest that has accrued since the last payment I made to the Bank of this interest since my husband died.

In the summer of 1914 when my husband was making some additions to the house I loaned my husband \$1140.00 to pay for these improvements, at the time this loan was made to my husband my husband promised to pay it back but he never did so, and, I also paid \$200.00 of the \$250.00 paid on the mortgage, I was given this \$1140.00 by my Aunt, Lucinda Crawford, and I loaned it to my husband as I've stated,