

PETITION AND COURT'S ORDER  
TO TAKE TESTIMONY.

Elizabeth Foster,	"	No. 10410 Equity.
	"	
Vs.	"	In the Circuit Court
	"	
Edna May Foster, Virginia	"	For Frederick County,
Malinda Foster and Irma	"	
Foster, et al.	"	In Equity.

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TO THE HONORABLE JUDGES OF SAID COURT;

The Petition of ELIZABETH FOSTER, the Plaintiff, respectfully shows;

That the pleadings in the above cause are at issue, and the Plaintiff desires leave of your Honorable Court to take testimony in support of the issues joined.

Wherefore, she prays accordingly.

And as in duty, etc.,

Leo Weinberg  
Solicitor for Plaintiff.

Upon the foregoing Petition it is ordered this 4th day of October, 1921, by the Circuit Court for Frederick County, in Equity, that the papers in this cause are hereby referred to any one of the Standing Examiners of this Court, with leave to the Plaintiff to take testimony.

(Filed October 4, 1921)

Glenn H. Worthington

TESTIMONY.

Elizabeth Foster.	"	No. 10410 Equity
	"	
Vs.	"	in the Circuit Court for
	"	Frederick County, sitting
Edna May Foster et al.	"	as a Court of Equity.
	"	

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To the Honorable the Judges of said Court;-

The above cause standing at issue and notice having been given by the Solicitor for the Plaintiff of a desire to take testimony, I, Guy K. Motter, one of the Regular Examiners of your Honorable Court duly appointed, qualified and sworn, having assigned the 8th day of October A.D. 1921 at 11 O'clock A.M. at the law office of Leo Weinberg Esq, in Frederick City, Maryland, as the time and place for taking testimony in said cause, did, at the appointed time and place proceed to take the following testimony, to-wit:-

Present;- Leo Weinberg Esq, Solicitor for Plaintiff

M. Margaret Marsh, Clerk.

Elizabeth Foster Plaintiff and Rev. George W. Whiteside and Eugene Harrison  
Witnesses.

Exhibits Nos. "1" "2" and "4" filed with the Examiner

Rev. George W. Whiteside, a witness of lawful age, produced upon the part of the Plaintiff being duly sworn according to law deposes and says;

My name is George W. Whiteside, I am 53 years old and reside in Brunswick, Maryland. I know the parties to this cause and I knew Dr. Clarence E. Foster in his lifetime I am familiar with the real estate mentioned in these proceedings.

The first piece of property being all that lot of ground on the North side of Second Street, in Brunswick, Frederick County, Maryland, and described in the deed from Charles M. Wenner and Edna V. Wenner, his wife to Dr. Clarence E. Foster, dated February 21, 1910, and recorded in Liber H.W.B. No. 292 Folio 245 etc, one of the Land Records of Frederick County, a certified copy of which is herewith shown to and identified by the witness, marked "Exhibit No. 1"