

T E S T I M O N Y.

Mary E. Fisher et al.

On.

P E T I T I O N.

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"No. 10623 Equity.

In the Circuit Court for

Frederick County

In Equity.

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To the Honorable; the Judges of said Court;

In pursuance of notice given me by the Solicitor for the Plaintiff in the above entitled cause--I--Albert S. Brown one of the standing Examiners of your Honorable Court did on the 23rd day of January, A.D. 1923, at the hour of eleven o'clock A.M. at the Law office of Newman & Newman, in the City of Frederick and State of Maryland proceeded to take the following depositions of the Witnesses in this case then and there produced before me ex-par that is to say--

Present Mr. John S. Newman and Parsons Newman

Solicitors for the Plaintiff

No appearance for Defendants.

The Exhibits marked "A" "B" "C" "D" "E" to the bill were filed with the Examiner as evidence and so marked.

George H. Thomas, a witness of lawful age produced on the part of the Plaintiff being first duly sworn deposes and says as follows.

1st. State your name, age, residence and occupation?

Ans. George H. Thomas, I am 55 years of age, I reside near Liberty this County I am a farmer.

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

Ans. I know Mr. Calvin E. Schildknecht and Archie E. Fisher I don't know Mrs. Mary R. Fisher or Mrs. Schildknecht Mrs. Archie Fisher or the infant, personally, but I knew of them, I knew Willis Fisher left a widow and two children and grandchild, a daughter who died before Mr. Fisher who was the mother of this grandchild and I also knew old Mr. Abraham Fisher in his lifetime, the father of Willis Fisher, I knew Willis Fisher around 20 years before he died.

3rd. Do you know the farms of about 163 acres and about 146 1/2 acres respectively, which Willis Fisher owned at the time of his death and which were formerly owned by his father Abraham Fisher?

Ans. Yes, I knew them, I've known them 25 years and I've been over their with my son-in-law who had an idea of buying them at one time last fall.

4th. Where these farms located respectively?

Ans. The 163 acre farm is located in Woodville District this County along what is known as the Old Annapolis road about 5 miles from Mt. Airy, on the East side of the road, The 146 1/2 acre farm is right across the road from the other farm, both of them are also about 2 miles from Central this County.

5th. Look at the Exhibit "E" filed in this cause and state whether or not it would be to the benefit and advantage of all the parties concerned especially the Infant that said contract be ratified and confirmed by the Court?

Ans. Yes; I think it would be best, the way times are now, The price to be paid is fair and reasonable and is about all it would bring if sold at public sale, It would be better to sell it and divide the proceeds--there are too many interested in it now and the chances are the property and its improvements would deteriorate in value and be allowed to get in bad repair.

Gen'l Int To the General Interrogatory

Ans. Nothing further.

Geo. H. Thomas

Harry Augustus Brashears, a witness of lawful age produced on the part of the Plaintiff being first duly sworn deposes and says as follows.

1st. State your name, age & residence and occupation?

Ans. Harry A. Brashears, I am 44 years of age and I reside near Mt. Airy, this County, I am a farmer.

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

Ans. Yes, Sir; I know them all personally or by repute, Willis E. Fisher I knew in his lifetime