T E S T I M O N Y.

Lewis E.Horman,Jr,By James H.Cutsail,his next friend,	"	No. 11266 Equity.
Vs.	"	In the Circuit Court for Frederick County,
Bessie Horman Ricketts, and Lawrence Ricketts, her husband,et alAlice Horman,Infant,et al.	"	Sitiing as a Court of Equity.

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To the Honorable the Judges of said Court;

In pursuance of notice given to me by the Solicitors for the Plaintiff in the above entitled cause,I,Harry C.Hull,one of the standing Examiners of your Honorable Court,duly commissioned,qualified and sworn,did on the 22nd day of January,A.D.1926 at the law office of Alton Y.Bennett,Esq.,in the City of Frederick,State of Maryland,at the hour of two o'clock P.M.proceed to take the following depositions of the witnesses in this cause and there produced before me.

PRESENT; Albert S.Brown & A.Y.Bennett
Solicitor for Complainant.
None
Solicitor for Defendants.
R.M.Armstrong
Clerk and Stenographer.

Witnesses; James H.Cutsail
Walter W.H.Horman.

Exhibit No . 1 filed as evidence and so marked & exclosed.

JAMES H.CUTSAIL, a witness of lawful age produced on the part of the Plaintiff having first duly sworn and examined viva voce deposes and says as follows;

My name if James H.Cutsail, I am sixty-seven (67) years of age and I reside in Frederick City, Maryland, I know all of the parties to this cause, I am the Plaintiff in the case as the next friend of Lewis E.Horman,Jr.

Lewis E.Horman,Sr.,the father of the parties to this cause was my son-in-law. He married my daughter,Hattie. She was the mother of these parties to this suit the children of Lewis E.Horman,Sr. My daughter died February 4,1924,Lewis E.Hormand,Sr.,my son-in-law,died January 5,1926, He left no will. His children,his heirs-at-law are as follows; Bessie Horman Ricketts,as adult daughter,whose husband,'s name is Lawrence Ricketts; an adult daughter,Francis Winpigler,whose husband's name is Willis Winpigler; an adult son, Walter W.R.Horman,whose wife's name is Grace W.Hormanl and adult daughter,Ella Horman Plunkard,whose husband's name is Felix Plunkard; the Bill alleges Ella Horman Plunkard to be an infant but that is a mistake. She was twenty-one (21) years of age on the 26th of December,1925 and is therefore of age; and the following infant children whose names and ages are as follows; Alice Horman,who is now nineteen (19) years of age; Lewis E.Horman,Jr.,who is now seventeen (17) years of age; Margaret Horman,who is now fifteen (15) years of age; Mary Horman,who is now fourteen (14) of age; Grace Horman,who is nor ten (10) years of age; Ruth Horman,who is now nine (9) years of age; Dorothy Horman,who is now seven (7) years of age; Phylis Horman,who is now five (5) years of age; and Bernice Horman,who is now three (3) years of age; All of the above named children adults and infants and the respective husbands of those who are married are residents of Frederick County,Maryland. Lewis E.Horman,Sr.,left no will and at the time of his decease was seized and possessed of a tract of land in Urbana District,of Frederick County which is correctly described in Exhibit No.1 to the Bill which is a certified copy of the deed from Charles Fout and Margaret Fout,his wife,to the said Lewis E.Horman,Sr.,for this land. The whole tract amounting to Forty