

T E S T I M O N Y.

Margaret J. House	"	No. 11701 EQUITY.
vs.	"	In the Circuit Court
Annie House,	"	for Frederick County,
Joseph A. House,	"	Maryland.
U. Grant House and	"	
Eugene Sponseller,	"	
Mortgagee.	"	

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To the Honorable, the Judges of said Court;

The above cause being at issue and notice given me by the Solicitor of the Plaintiff of a desire to take testimony in said cause, leave of the Court having been first had and obtained, I, Guy K. Motter, one of the standing Examiners of the Circuit Court for Frederick County, duly appointed, qualified and sworn, met the parties to said cause and their witnesses at the law office of E. Austin James, Esq.;, in Frederick City, Maryland, on Thursday, September 27, 1928, at the hour of 10 O'clock a.m. and then and there in the presence of the Solicitors for the respective parties, the parties hereto and their witnesses, proceeded to take the following depositions that is to say;

Present; E. Austin James, Esq;
Solicitor for Plaintiff.

Holden S. Felton, Esq;
Solicitor for Defendants.

Witnesses;

Margaret J. House, a witness of lawful age, the Plaintiff in the above-entitled cause testifying in her own behalf being first duly sworn by the Examiner, deposes and says;

My name is Margaret J. House, I am 54 years old and reside in Frederick City, Maryland. I have lived in Frederick County approximately 2 or 3 years and in the State of Maryland all my life.

I am the widow of Levin B. House, who died intestate in Frederick City, Maryland, on or about the 12th day of May, 1928, and left surviving him myself as his widow, and Annie House, a sister, Joseph A. House, a brother, both of Frederick, Maryland, and Grant U. House, a brother, of Baltimore city; also two nieces, to-wit; - A Belle McElfresh of Frederick County, Maryland, and Margaret E. Newman of Ashville, North Carolina, being the only children of a deceased brother, John W. House, and all the parties being adults. These parties which I have just named are all the heirs at law of the said Levin B. House.

At the time of his death of the said Levin B. House his personal property, as will appear by the proceedings in the Orphan's Court of Frederick County, Maryland, where I was appointed administratrix of his estate and the inventory therein filed, was found to be worth only \$100.00. The personal estate of my said husband, Levin B. House, is not sufficient to pay the debts that he owed at the time of his death and it will be necessary to sell the real estate in order to pay the expenses of his last illness, as also to pay off a mortgage due to Eugene Sponseller of Frederick, Maryland, in the sum of \$1050.00.

At the time of the death of the said Levin B. House he ^{owned} owned two lots or parcels of real estate in Frederick City, Maryland, improved by dwellings thereon, and two unimproved lots at Lansdown, Baltimore County, Maryland. I now look at Exhibit "A" filed in this proceeding and it is a certified copy of a deed from Eugene Sponseller to Levin B. House and said deed correctly describes the property on the south side of West Patrick Street in Frederick City, Maryland. Said property being improved by a three-story brick dwelling house, known as Nos. 252, 254 and 256 West Patrick Street in Frederick City, Maryland, said deed being dated July 12, 1916, and recorded in Liber No. 318, folios 117 &c. one of the Land Records of Frederick County, Maryland.

I now look at Exhibit B filed in this case, which is a deed from Charles C. Murray and wife to Levin B. House and it describes correctly the property owned by the said Levin B. House at the