

My name is Lewis C. Etchison. I am 74 years of age. I live in Jefferson, Frederick County, Maryland. I know the parties to this cause.

William Johnson died in Frederick County, Maryland, sometime in January, 1930. He left a Last Will, the copy of which is filed in these proceedings. I look at the Will, and it is a certified copy of said Will filed in the Orphan's Court, for Frederick County. He left no personal estate. At death he was seized and possessed of a piece of real estate situated in Mountville, Frederick County, Maryland, consisting of a dwelling house and some small out-buildings, worth in my judgment about Five Hundred Dollars (\$500.00). I look at Exhibit #2, which is a certified copy of the deed from Mari Johnson to the said William Johnson, dated August 9, 1887, and recorded in Liber W.I.P. No. 4, Folio 656, one of the Land Records of Frederick County, Maryland, and it correctly describes the real estate of which he died seized and possessed.

There has been no administration in the Orphan's Court of the estate of the said William Johnson, because as I have said before, he left no personal estate. At the time of his death he left a widow, Alice Johnson, aged over seventy-five (75) years, and who is now an inmate of Montevue Hospital, she being an old and infirm colored woman, with nothing to live on and nobody to live with in the property left by her husband. She is his only heir at law, as far as I know.

There is due to the Plaintiffs in this cause the sum of One Hundred Dollars (\$100.00), for and on account of the funeral expenses of the said William Johnson.

I look at exhibit No. 3, and I believe the same, which is a bill, is correct and should be paid. There are no funds outside of the real estate mentioned in these proceedings to pay the Plaintiff's bill. I think the property should be sold by Trustee to be appointed by the Court, and after the payment of the debts of the said William Johnson, if any other there be, and I do not think there are any other debts, that the residue should then be taken over unto the Orphan's Court, if any there be, for administration in that Court, or whatever balance there may be in the Circuit Court for Frederick County, to be handled or administered as said Court may think best.

GENERAL INTERROGATORY, "Nothing further."

Signature of witness waived.

JOHN W. MCKINNEY, a witness at law age, produced on the part of the Plaintiff, being first duly sworn and examined viva voce, deposes and says as follows:

My name is John W. McKinney. I am 44 years of age. I reside near Jefferson and know the parties to this cause. I knew William Johnson in his life-time. He died in January, 1930, and left surviving him, as far as I know, only one heir at law, Alice Johnson, his widow, an old lady about 77 years old and being cared for at Montevue, this County. At the time of his death, he left no property of any kind except a piece of real estate consisting of about an acre of ground at Mountville, Frederick County, Maryland, and in which house he lived, as far as I can remember, for the past 30 years. I heard he left a Will, and I heard again about it here this morning.

I look at Exhibit No. 2 and I suppose that it correctly describes the property where William Johnson lived in his life time, as long as I can remember, viz., the past 30 years. He had no personal estate, i.e. money or other property. I look at exhibit No. 3 - it represents the claim of Mr. Riely Etchison and his Son and I would say that the property should be sold under the guidance of the Circuit Court and that the Bill of the Plaintiff's should be paid after the expenses are paid, if there is any money left it should be said by the Court where it should go.

The property in this case consists of a house and lot and small out-buildings, and it