

whole last will and testament of John Smith, late of Uniontown, Carroll County deceased. That he received it, since the Testator's death, from Alfred Zollickoffer, and that he does not know of any other will, or Codicil, left by said deceased.

(United States
Internal Rev.
Stamp, \$11.50)

Test: Jos. M. Parke, Register

Maryland, Carroll County, to wit:

On the 24th day of August 1868, before the Orphans' Court of Carroll County, came Henry H. Harbaugh, John Roberts and Harrison Weaver, the subscribing witnesses to the foregoing last will and testament of John Smith, late of Uniontown, Carroll County, deceased, and in open Court, made oath on the Holy Evangely of Almighty God, that they did see John Smith, the Testator in said will named, sign and seal said will. That they heard him publish, pronounce and declare the same to be his last will and testament. That, at the time of so doing, he, the said John Smith, was, to the best of their apprehensions, knowledge and belief, of sound and disposing mind, memory and understanding; and that they subscribed their respective names as witnesses to said will, at the request of the said Testator, in his presence, and in the presence of each other.

Test: Jos. M. Parke,

Register of Wills.

Maryland, Carroll County, to wit:

I hereby certify that the foregoing is a true copy taken from the Original filed and remaining of Record in the office of the Register of Wills for Carroll County.

In testimony whereof I hereunto subscribe my name and affix the seal of my office this 23d day of September, 1869.

(SEAL)

Jos. M. Parke

(I.R.S. 5¢)

Register of Wills for Carroll County.

EXHIBIT C.

(Filed 27 Decbr. 1869)

Maryland, Carroll County, to wit:

I hereby certify that it appears from the Records in my office that the Last Will and Testament of John Smith (of Union Town) late of Carroll County deceased was duly admitted to probate by the Orphans' Court of said County on the 24th of August, 1868; and that Letters Testamentary on the estate of said deceased were granted and committed by the Orphans' Court of said County, on the 1st day of September, 1868 to Charles Edward Smith, the Executor by said Will appointed.

In testimony whereof I hereunto subscribe my name, and affix the Seal of my office this 24th day of December, 1869.

(SEAL)

Jos. M. Parke

(I.R.S. 5¢)

Register of Wills for Carroll County, Md.

ANSWER

(Filed 21st March 1870)

To the Honorable, the Judges of the Circuit Court for Carroll County, as a Court of Equity.

The joint answers of Milton Day and Sarah June Day, his wife, to the Bill of Complaint of Charles E. Smith and Thomas H. Routson against these Defendants, and others in the Circuit Court for Carroll County as a Court of Equity exhibited.

These Defendants admit the several matters facts and things set forth in said Bill of Complaint to be true as therein stated and consent to the passage of a Decree of your Honorable Court, as prayed in said Bill of Complaint.

And they pray to be hence dismissed with their reasonable costs in this behalf sustaine