

Plaintiff and witness, proceeded to take the following depositions, that is to say:

Present: Solicitor for Plaintiff

Plaintiff and witness

Exhibits Nos. 1 and 2 - filed as Evidence

D. Princeton Buckey, Examiner

William J. Smith, a witness of lawful age, produced on his own behalf, after having been duly sworn, deposes and says:

State your name, age and residence

William J. Smith, I am sixty-eight years of age and reside near LeGore, Frederick County, Maryland.

Do you know the parties to this suit?

Yes.

Did you know Alice V. Smith in her lifetime?

She was my wife. She died about February 28, 1933.

State whether or not she died intestate?

She died without a will.

State who were her heirs and next of kin at the time of her death.

Her husband, William J. Smith; a brother, Clarence Grable, whose wife's name is Zella Grable; Calvin Grable, a brother, whose wife's name is Rose Grable; all residents of Waynesboro; a brother Grayson Grable whose wife's name is Mary Grable; residents of Hagerstown; Charles Grable, who died having predeceased my wife, and left the following children; a son Harry Grable, a son Wilbur Grable, whose wife's name is Nellie Grable, a son George Grable, whose wife's name is Clara Grable, a daughter Elizabeth Grable.

Did your wife leave any real estate at the time of her death?

Yes.

Will you look at Exhibits Nos. 1 and 2 and state whether they clearly and correctly describe the real estate?

I look at Exhibit No. 1 and that seems to be a correct copy of the deed from Samuel M. Strine and wife to Grayson and Alice V. Grable, my wife, said deed being made before we were married. I look at Exhibit No. 2 and that seems to be a correct copy of the deed from Grayson J. Grable and wife to my wife, Alice V. Smith, by which he conveyed his undivided one-half interest in the property to my wife. And at the time of her death she was seized with the complete title to said real estate.

State whether or not there were any administration on her estate?

No.

State whether said property is capable of division among all the parties of interest without loss or damage?

The property consists of a dwelling house and 28 square perches of land and it would be impossible to make a division of that property equally among the parties entitled and it would be a loss and injury to do so.

State what, in your opinion, this property is worth?

Not over \$300.00

TO THE GENERAL INTERROGATORY,

Nothing Further.

W. J. Smith

Effie May Strine, a witness of lawful age, after having been duly sworn, deposes and says:

State your name, age and residence.

Effie May Strine, I am forty-nine years of age and reside at LeGore Frederick County, Maryland.