

cost.

Leslie N. Coblentz

Attorney for Respondents.

(Filed March 13, 1935)

TESTIMONY

The Thurmont Bank, a body corporate,

Vs.

Emma V. Eichelberger, Administratrix, et al.

"
" No. 13,031 Equity
" In the Circuit Court
" for Frederick County.
"

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The above cause being at issue and notice having been given me by the Solicitors for the Plaintiff of a desire to take testimony in said cause, leave of the Court having been first had and obtained, I, Albert S. Brown, one of the standing Examiners of the Circuit Court for Frederick County, duly appointed, qualified and sworn, met at the law office of Stoner & Storm, in Frederick City, Maryland, on Thursday, April 4th, 1935, at the hour of two o'clock p. m. and then and there in the presence of the Solicitor for the Plaintiff, Plaintiff and witnesses Solicitor for Defendant, Defendant and witness, proceeded to take the following depositions, that is to say:

Present: William M. Storm
William E. Byrd
Attorneys for Plaintiff
witnesses

Present: Leslie N. Coblentz
Attorney for Defendant
Sherman P. Bowers, Att'y, excused
Defendant and witness

Emma E. Eichelberger, a witness of lawful age, after having been duly sworn, deposes and says:

My name is Emma E. Eichelberger, and I am the widow of George M. Eichelberger, deceased, who died on the 24th day of March, 1934.

My husband died without a will, leaving as his heirs at law, myself, a son, George M. Eichelberger, whose wife's name is Ella Eichelberger, a son, Raymond E. Eichelberger, whose wife is now dead, a son, John D. Eichelberger, whose wife's name is Edna V. Eichelberger, a daughter, Elizabeth E. Isanogle, whose husband's name is Harry N. Isanogle, a daughter, Nellie A. Heim, whose husband's name is Charles E. Heim, a daughter, Bessie M. Martin, whose husband's name is Calvin Martin, a daughter, Rubie Fisher, whose husband's name is Charles L. Fisher, Martin S. Eichelberger, whose wife's name is Lulu Eichelberger, These being all the children of George Eichelberger and all of them being over twenty-one years of age.

At the time of my husband's death, he left a parcel of land which he acquired by two deeds, one from Joseph H. W. Fick and Margaret R. Fick, his wife, which deed is described as Exhibit No. 3 in these proceedings. From said deed from Fick my husband conveyed to Sarah C. Eyler the property described in deed marked Exhibit No. 4 in these proceedings. I qualified as administratrix of my husband's estate and there was not sufficient personal property in said estate to pay all of his debts.

Q. Are you married again?

A. No and I never expect to.

Q. And you are still the widow of Mr. Eichelberger?

A. Yes, Letters of Administration were granted to me on the 3rd day of July 1934.

TO THE GENERAL INTERROGATORY.