

order to refer the cause to one of the standing Examiners of the Court to take testimony in support of the allegations of the Bill of Complaint.

And as in duty etc.

H. Dorsey Etchison
Solicitor for Plaintiff.

On this 10th day of January, A. D. 1914, it is ordered and adjudged by the Circuit Court for Frederick County, sitting as a Court of Equity, that the above cause be referred to Clayton O. Keedy Esq., one of the regular Examiners of this Court, to take testimony in the above cause in support of the allegations of the Bill of Complaint.

Glenn H. Worthington
Judge of the Circuit Court

Jeremiah P. Karn trading as J. P. Karn & Bro	"	No. 9116 Equity
	"	In the Circuit Court
vs.	"	for Frederick County,
Marie B. Lemen & Tabitha C. Lemen, Infant	"	sitting as a Court of
	"	Equity.

In pursuance of the annexed order of the Court and notice given me by the Solicitor for the Plaintiff in the above entitled cause, I, Clayton O. Keedy one of the regular Examiners of said Court duly appointed, qualified and sworn, having assigned the 3d day of February 1914, at my office in Frederick City as the time and place for taking the testimony in this cause, and having given due notice thereof to the parties concerned, did, at the appointed time and place proceed to take the following testimony to-wit:-

The Plaintiff filed with the Examiner as evidence Exhibit "A" & "B" which are herewith returned by the said Examiner, and the defendants Exhibit "C" is also filed with the Examiner and herewith returned by him.

Jeremiah P. Karn, a witness of lawful age produced on the part of the Plaintiff being duly sworn and examined viva voce deposes and says as follows:-

My name is Jeremiah P. Karn, my age is 57 years, I reside at Brunswick, Md. I am a dealer in Lumber, Hardware, Paints Oils &c. in Brunswick, trading under the firm name of J. P. Karn & Bro.

I knew Willoughby N. Lemen, late of Brunswick in Frederick County, Maryland. He is dead, having died there in July 1913. He was indebted to me at the time of his death in the sum of \$22.02 for lumber, paints and materials bought of me in the year 1913 as particularly set forth in Exhibit B filed with the Bill of Complaint in this cause. That account for \$22.02 is just and true and has never been paid me. I know that at the time of his death he owned a lot on Maple Avenue in Brunswick.

To the Gen. Int. by the Examr.

Ans. Nothing further.

Jeremiah P. Karn

William H. Van Meeter a witness of lawful age produced on the part of the Plaintiff being duly sworn and examined viva voce deposes and says as follows:

My name is Wm. H. Van Meeter, 51 years of age, I reside at Brunswick, Md. I know all the parties to this suit I knew Willoughby N. Lemen in his lifetime. He died at his home in Brunswick about July 25, 1913. He left no will; and left a widow Marie B. Lemen, who is about 35 years of age and resides in Brunswick, and an only child as his heir at law, viz: Tabitha C. Lemen who is an infant about 12 years of age, and who resides with her mother at Brunswick, Md.

I know that he dealt with Mr. Jeremiah P. Karn and that he owed him a small bill at the time of his death but do not know the amount of it.