

Can you describe the property to me?

It is a tract of land, contains about four acres of land, more or less, has a 2½ story house on it, has 8 rooms and an attic and cellar. It is a frame house and at this time could very easily stand a coat of paint and there is work to be done on the roof and all the spouting needs replacing.

Are there any outbuilding on the property?

Yes. There is a small barn, I think it was built for one horse, chicken house and hog pen.

Does the house have modern conveniences?

No it doesn't have electric nor does it have a bathroom.

What do you say with regard to the present value of the property?

I feel that about \$1500.00 is its present value.

Were you familiar with the members of the Toms Family?

Yes I knew most of them. I have heard Mrs. Recher testify and the ones she mentioned I remember.

Do you know any relatives being the next of kin and heirs at law of Martha A. Toms who have not been mentioned by Mrs. Recher?

No sir. She mentioned all of them.

To the general interrogatory: That's all.

Harry A. Flohr

M. Luther Creager, a witness of lawful age, produced on his own behalf, having been first duly sworn, deposes and says:

Please state your name, residence and occupation?

My name is M. Luther Creager, I reside at Thurmont, Maryland and am engaged in business with my son under the name of M. L. Creager and Son.

What is the nature of your business?

Furniture and also undertaking business.

Mr. Creager is Martha A. Toms or her estate indebted to your firm?

Yes sir.

What is the amount of the indebtedness?

\$246.50.

What does this amount represent?

Furnishing square metal half couch casket, silver-gray finish, including outside case, use of funeral coach, use of chairs, lining grave, securing permit, \$210.00 Embalming the body \$10.00, lining for grave walls \$18.00, one telephone message, \$.50, then there is \$8.00 that we paid for opening grave, making a total of \$246.50.

Have you been paid this amount or any part thereof?

No sir we have received nothing.

Mr. Schnauffer: I now hand you a paper writing, Mr. Creager, marked Exhibit "2" filed in this cause on October 27, 1937, will you please state what this writing is?

It is an itemized statement of the amount due our firm from the estate of Martha A. Toms for services rendered.

To the general interrogatory: That's all.

M. Luther Creager

A. Mehrl Ecker, a witness of lawful age produced on behalf of the Complainant having been first duly sworn, deposes and says:

Please state your name and residence?

My name is A. Mehrl Ecker and I reside at Thurmont, Maryland.

Are you familiar with the property owned by Mrs. Martha A. Toms, prior to the time of her death, located north of Thurmont, Maryland?