

ORDERED This 6th day of December, A. D. 1938, by the Circuit Court for Frederick County, sitting as a Court of Equity, and by the authority thereof, upon the foregoing Petition that leave be, and the same is hereby granted unto the parties to this cause to take testimony before anyone of the Standing Examiners of this Court.

Arthur D. Willard

Filed December 6, 1938.

TESTIMONY

BESSIE BAIR, et al.,	"	IN THE CIRCUIT COURT FOR
vs.	"	FREDERICK COUNTY, IN EQUITY.
FLORENCE ROBERTS, et al., Infants.	"	No. 13,823 Equity.

TO THE HONORABLE JUDGES OF SAID COURT.

The above cause standing at issue and notice having been given by the solicitor for the complainants of a desire to take testimony, I, Alfred R. Jones, one of the legal Examiners of your Honorable Court, duly appointed, qualified and sworn having assigned the 19th day of December, 1938, at 1:30 o'clock P. M., at the Law Offices of Sherman P. Bowers, Esq., in Frederick City, Maryland, as the time and place for taking testimony in said cause, having notified the respective parties or their Solicitors, did, at the appointed time and place proceed to take the following depositions: to wit:

Present: Sherman P. Bowers, Solicitor for Complainants

No appearance for defendants.

Bessie Bair, Complainant,  
Grace Roberts, Complainant,

Their witnesses:  
John Jewell,  
William R. Morgan.

Maggie M. Fox, Clerk.

BESSIE BAIR, one of the complainants in this cause, being first duly sworn, deposes and says:

Questions by Mr. Bowers:

Q. Will you state your name, age and residence?

A. My name is Bessie Bair. I am 23 years of age. I live at Frederick Junction, Maryland.

Q. Will you state whether or not the defendants, Florence Roberts and Thelma Roberts are infants or adults and where they reside?

A. Florence is 17 years of age and she lives at Braddock Heights, Frederick County, Maryland, and Thelma is 14 years of age and she lives with me at Frederick Junction.

Q. Will you state the name of your mother and whether or not she is living, and if not, what heirs at law and next of kin she left?

A. My mother's name was Linda May Sammeth. She died February 16, 1937, at our home near Riehl's Mills, Frederick County, Maryland. She did not leave any husband. My father's name was John Roberts and he was killed on the 4th of May, 1924. My mother left as her sole heirs at law and next of kin myself as the oldest child. I am divorced. Grace Roberts, who is 21 years of age and she is unmarried and the only other two children are Florence and Thelma whose names I have just mentioned and they are both, of course, unmarried.

Q. At the time your mother died, did she own any real estate, and if so where?

A. She owned a small place in Urbana District, Frederick County, Maryland, containing about 3 acres of land, improved by a 5-room log dwelling house and out buildings. I am filing herewith as part of my testimony the deed from Dominico Avate to Linda Sammeth, dated September 24, 1934, and recorded in Liber 395, folio 334, one of the Land Records