

W. GILMORE SAPPINGTON, one of the Complainants, being first duly sworn, deposes and says as follows:

By Mr. Smith:

Q State your name and residence.

A W. Gilmore Sappington, Libertytown, Frederick County, Maryland.

Q Mr. Sappington, did you know Sidney Sappington, your grandfather?

A I can just remember him on one or two occasions. I didn't know him, only just remember seeing him once or twice.

Q You are his grandson? A. Yes, sir.

Q What was your father's name?

A William C. Sappington.

Q State whether he was a son of Sidney Sappington?

A He was, yes, sir.

Q Do you recall about when your grandfather died?

A About March, 1898.

Q I now show you an abstract from the will of your grandfather, Sidney Sappington, which has been filed as Exhibit No. 1 with the bill of complaint in this cause. State whether that represents the properties that were left to your father for life and after his death to his children?

A Yes, it does.

Q I now hand you certified copy of the deed dated October 3, 1893, by James Sappington and wife to Sidney Sappington, which has been filed in this cause with the bill of complaint as Exhibit No. 2, and ask you whether this describes the first parcel of real estate mentioned and described in the bill of complaint.

A Yes, it does.

Q I now hand you Exhibit No. 3, which is a certified copy of a deed from John C. Motter and Frank L. Stoner, Trustees, to your grandfather, Dr. Sidney Sappington, and ask you to state whether this describes the second parcel of real estate mentioned in the bill of complaint which I also show you?

A Yes, it does.

Q I now hand you certified copy of a deed from Samuel Ecker to your grandfather, Sidney Sappington, which has been filed as Exhibit No. 4 with the bill of complaint, and ask you whether this describes the third parcel of real estate mentioned in the bill of complaint.

A Yes, it does.

Q I now show you Exhibit No 5, filed with the bill of complaint, which is a deed from Clementine V. Pearre to Sidney Sappington, and ask you whether this describes the property mentioned as the fourth parcel of real estate in the bill of complaint?

A Yes, it does.

Q State whether your grandfather died seized and possessed of any other real estate.

A Yes, a wood lot near Liberty, containing about 45 acres of land, situated about a half mile from Liberty on the Walkersville road.

Q Mr. Sappington, when did your mother, Rose A. Sappington, die?

A She has been dead about seven years, I will say.

Q State whether your father, William C. Sappington, has died, and if so, when.

A Yes, sir, he died on July 27, 1945, and was a widower at the time of his death.

Q Now state how many children he had and whether they were all living at the time of his death and whether all of them are over 21 years of age.

A There are eleven of them- 8 girls and three boys. All of my brothers and sisters and myself are over 21 years of age.