

Q Set a little piece off for Richard Oliver Johnson, yourself, and Joan Proctor and Agnes Proctor and all the other parties in interest?

A Yes, sir.

Q Are you sure in your own mind that the two houses that you are speaking about are on the 50 acres of land that we are talking about now, or are they on other tracts of land that William Joseph Proctor owned?

A Well, the tracts of land you are speaking of, I couldn't say definitely these houses are on that same tract, but I know these houses are adjoining a large tract of land that is supposed to be some - I understand 58 acres, more or less.

Q Mr. Johnson, how do you think it would be possible to lay off James Franklin Proctor's 10 acres of the tract of land, more or less, which your grandfather obtained from Levi Moody, situated in Urbana District, Frederick County, Maryland, in the description "said ten acres being situated on the north side of the branch running through the same, the same to be marked off and located by me during my life"? Where would you start to do that?

A Will you say that again? Let me get it right now.

Q Where would you have a starting point to mark off the tract devised to James Franklin Proctor when the only designation is on the north side of the branch running through the same? Where would you have a starting point for a description like that? Where would you start when it says the north side of the branch?

A That is where you would start it: on the north side of the branch.

Q At what point on the north side of the branch?

A I wouldn't know exactly what point.

Q Now let me ask you this: your grandfather also devised another son, Linwood Proctor, ten acres, more or less, of the same tract, and he says "adjoins the tract devised to Franklin Proctor