

- 3rd Do you know how many children the said Perry Rice had? if yes, name them and state who they married, and where they resided. &
- 4th Is James Rice, son of said Perry Rice, dead, if yes, when did he die, and how many children did he leave and their names and ages. &
- 5th Is William Rice, son of said Perry Rice, dead? if so, when did he die, and how many children did he leave and their names and ages. &
- 6th Is Thomas Rice, son of said Perry Rice, dead, if so, when did he die, and how many children did he leave and their names and ages. &
- 7th Is Martha a daughter of said Perry Rice, dead, if so, when did she die, how many children did she leave and their names and ages. &
- 8th Is George B. Rice, son of said Perry Rice, dead, if so when did he die, and how many children did he leave and their names and ages. &
- 9th Do you know the real property left by said Perry Rice and devised to his said widow during life, if yes, is it the property described in Exhibit A. B. & C. in this case, &
- 10th Is said property susceptible of division or partition among the parties interested, & without great injury and disadvantage to them all. &
- 11th Would it be for the interest and advantage of all the parties, the infants as well as adults, that said real property should be sold, and the proceeds divided among the parties entitled, if so, state the reasons in full. &

John A. Lynch

Sol. for Complainants

Deponing

At the Execution of the aforesaid Commission issued out of the Circuit Court, for Frederick County, and to me directed, and empowering me to examine witnesses in the case depending in the said Court, between Perry L. Rice and others, as Complainants, and Benjamin Rice and others, as defendants, I, William B. Nelson, Commissioner therein named, did, on the 7th day of November 1864, at my office in Frederick City, proceed to take the following depositions, to wit: The Complainants filed with the Commissioner as evidence Exhibits A. B. & C. which are herewith returned by the said Commissioner there being no witnesses present to be examined, and the Complainants requiring further time for the production of their evidences, the Commissioner adjourned the said Commission to the 14th day of November 1864, at which time and at my office aforesaid, I proceeded to take the following depositions, to wit: Devoalt Williams, a witness of lawful age, produced on the part of the Complainants being duly sworn and examined to interrogatories filed with the Commissioner by the Complainants and herewith returned, deposes and says, &

To the first That he knows all the parties to this suit, except Samuel Lewis, Margaret Rice, John Casford, and Martha, his wife, John Casford and Hannah Casford his wife, Jacob Speke and Mary Jane his wife, Luther Wren, George Casford and Corotta his wife, Thomas Bagan and Catharine S. his wife - that they are all adults, above twenty one years of age, except Milton L. Rice, Martin J. B. Rice, Perry H. Rice, Lewis J. B. Rice, America W. J. Rice, Oliver W. Rice, Herman J. Rice and Edward Shaffer, who are infants under the age of twenty one years. &

To the 2nd That Martha Rice, widow of Perry Rice dec? is dead - that she died during the month of April in the year Eighteen Hundred and sixty four. &

To the 3rd That Perry Rice had thirteen children, namely, Rebecca, married to Martin J. Lamer who resides in the State Kentucky, Elizabeth, married to Charles Rhodes sometime deceased, who resides in Frederick County, Maryland, Anne, married Samuel Lewis and resides in Frederick County, Maryland, Perry L. Rice, who resides in Frederick County Maryland, Benjamin Rice who resides in Indiana, Mary, married Perry L. Thomas and resides in Frederick County,