

deponent. - To the 6th That Thomas Rice, son of Perry Rice, dec? died about thirty eight years ago leaving three children, namely Perry & Rice dec? who left several children, the number, names and ages of whom are unknown to this deponent; Sarah A. Rice, and Mary A. Shaffer dec? leaving a son Thomas Shaffer an infant under twenty one years of age. That they are all adults. -

To the 7th That Martha, daughter of Perry Rice dec? died about seventeen years ago, leaving the following children, to wit: Abraham P. Willard, George Willard, Catharine E. Meritt, Harriet B. Mary J. Luther Wren and Loretta Casford; all adults and all reside in Frederick County, Maryland, except Abraham P. Willard, who resides in the State of Missouri. -

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To the 8th That George B. Rice, son of Perry Rice, dec? died about five years ago, leaving thirteen children, namely, Edward S. Mary J. E. Catharine A. V. married to Henry W. Sagle, Martha S. D. George H. and Samuel S. H. Rice, all adults and all living in Frederick County, Maryland. Milton G. Rice, Martin J. P. Rice, Perry H. Rice, Levin J. B. Rice, America W. J. Rice, Oliver W. Rice and Miriam J. Rice, all infants under the age of twenty one years and reside in Frederick County, Maryland. -

To the 9th That he knows the real estate devised by Perry Rice to his widow during her life, that it is the same as is devised in the Exhibits A & C, now here shown him and filed in this case. -

To the 10th That the said real estate is not susceptible of an advantageous division amongst the parties interested. -

To the 11th That it would be to the advantage of all the parties interested that the said real estate should be sold and the proceeds distributed amongst the parties entitled thereto. -

There being no other witnesses present to be examined and the Complainants requiring further time for the production of their evidence, the said Commission was adjourned to the 21st day of November 1864, at which time and at any Office aforesaid, I then and there proceeded to take the following depositions to-wit: -

Isaac Wren, 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 Complainant and herewith returned, deposes and says, -

To the 7th Interrogatory, all others being waived. - That Martha, daughter of Perry Rice, dec? died about seventeen years ago, leaving the following children, viz: Abraham P. Willard, George Willard, Catharine E. married to Thomas Sagar, Martha, married to John D. Patton, Harriet B. married to Jacob Casford, Mary J. married to Jacob Sflake, Luther Wren and Loretta, married to George Casford; all residents of Frederick County, Maryland, except Abraham P. Willard, who resides in the State of Missouri, and that they are all adults above the age of twenty one years. -

There being no other witnesses present to be examined and the Complainants requiring no further time for the production of their evidence, the Commissioner closed the said Commission and herewith returns the same under his hand and seal on this 21st day of November A. D. 1864. -

Wm. B. Nelson Com.

Enclosed - The execution of the within Commission will appear by certain schedules therewith annexed. -

Wm. B. Nelson Com.

Answer

Jerry G. Rice & others

No 3165 Equity, -

In the Circuit Court for Frederick County in Equity, -

of

Ans. J. Rice & others

Benjamin Rice and others

With the undersigned widow and Children of John H.