to this suit and that he has known them all for many years.

To the second Int. That he was acquainted with Mary, John and Elizabeth Caldwell, natural brothers and sisters of James Caldwell late of Frederick County dec^d. that Alexander Caldwell died before deponent came to this County to live and that they are all of them deceased.

To the Third Int. That he knows the lands of which Christina Sweeny died, seized and possessed; that he looks at Exhibit No 2 now here shown him and that the lands therein described are the same of which said Christina Sweeny died, seized and possessed; that they are situated in Emmitsburg District Frederick County and contain about one hundred and three acres.

To the Fourth Int. That he was acquainted with Christina Sweeny formerly a resident of Frederick County, Maryland, that she is dead, that she died in Frederick County aforesaid, on the 26th day of March Eighteen hundred and fifty four

To the 5th Int. That said Christina Sweeny was married at the time of her death that James Sweeny one of the defendants is her husband and resides in Emmitsburg District, Frederick County Maryland.

To the 6th Int. That the said Christina Sweeny left the following children, namely, Mary of age about twenty three years, married to William Hane; Francis, adult, married to Thomas Smith; Agnes, adult, married to Moses Esterline; Martha Jane Sweeny, adult; Christina aged about nineteen years, married to William Kennedy and William M. and Columbia Sweeny infants under the age of twenty one years; that they all reside in the State of Pennsylvania except William M Sweeny, who resides in Frederick County, Maryland and Columbia Sweeny who is deceased.

To the 7th Int. That he was acquainted with Columbia Sweeny, daughter of said Christina Sweeny that she is dead; that she died about two years since, intestate and unmarried & without any issue.

To the 8th Int. That the lands described in Exhibit No 2, cannot be divided amongst the heirs at law of said Christina Sweeny, without loss and injury to the parties interested, for the reasons that if they were divided, the parcels would not admit of advantageous cultivation and they would sell at a much less sum of money than if they were all sold together.

To the 9th Int. That he knows nothing further.

William Peckles, a witness of lawful age, produced upon 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 First Int. That he is acquainted with all of the parties to this suit and that he has known them all for some years

To the Second Int. That he was acquainted with Mary Caldwell, John Caldwell, Elizabeth Caldwell and Alexander Caldwell natural brothers and sisters of James Caldwell, late of Frederick County Maryland dec^d and that they are all dead.

To the 3^d Int. That he knows the lands of which Christina Sweeny died, seized and possessed, that he now looks at Exhibit No 2, now here shown him; that the said lands lie and are situate in Emmitsburg District, Frederick County Maryland and contain upwards of one hundred acres.

To the 4th Int. That he was acquainted with Christina Sweeny formerly a resident of Frederick County aforesaid, that she is dead; that she died in the County aforesaid during the month of March in the year Eighteen hundred and fifty four.

To the 5th Int. That said Christina Sweeny was married at the time of her death; that James Sweeny one of the defendants in this cause is her husband and that he resides in Emmitsburg District Frederick County, Maryland.

To the 6th Int. That said Christina Sweeny left the following children, namely; Mary Elizabeth married to William Hane; Francis, married to Thomas Smith; Agnes, married to Moses Esterline, Martha Jane Sweeny, adult; Christina, married to William Kennedy, William M and Columbia Sweeny, infants under the age of twenty one years, who all resides out