

Witness the Honorable Madison Nelson, Judge of our said Circuit Court, sitting as a Court of Equity, the 21st day of October A.D. 1867. ~

Witness the 4th day of November A.D. 1867. ~ Daniel S. Bear Clerk

State of Maryland, Frederick County Jct:

On the 20th day of November in the year Eighteen hundred and sixty seven, before me the undersigned, a Justice of the Peace of the State of Maryland, in and for Frederick County, personally appeared Samuel Ahalt, Daniel Conroy, Joshua Ahalt, David McWhip & Joshua Rudy Commissioners named in the foregoing Commission, and made oath on the Holy Evangelical of Almighty God, well and faithfully to perform the duties required of them by the Commission, and all duties assigned to them under the Forty seventh Article of the Maryland Code of Public General Laws, and that they will proceed in the execution and completion of the said Commission without favor, partiality, or prejudice, and according to the best of their judgment & understanding.

George W. Howe J.P.

Return of Comrs

To the Hon. the Judges of the Circuit Court for Frederick County sitting as a Court of Equity. ~

The undersigned Commissioners appointed by the Commission hereto prefixed do adjudge and determine in regard to the division and value of the real estate of Henry Sigler, late of said County deceased, and to perform the other duties required in and by the said Commission, hereby respectfully report and return to this Honorable Court, that having first taken the Oaths annexed to said Commission, as is therein certified, and having caused due notice, according to law, to be given to all parties interested and concerned, of our intention to proceed to execute the said Commission at the dwelling house on said real estate, by advertisements set up at the door of the Court House of said County, and at such other public places in said County as we considered advisable to direct, and by publication in the Valley Register, a newspaper printed and published in said County at least two months previous to our proceeding to execute said Commission, as will appear by a certificate of the printer herewith filed, marked Exhibit A., and will appear by a copy of said notice herewith filed as a part of this report we proceed agreeably to such notice to meet on the 25th day of January A.D. 1868 at and then and there caused the lands comprising the real estate of the said Henry Sigler to be surveyed and laid out by George Hoogles a surveyor, by us thought qualified, and we caused to be laid off by the said surveyor, the dower of Sarah Sigler, the widow of said Henry Sigler, in and of the said lands of the said intestate Henry Sigler, all which will fully appear by the plat of the Home Farm and Mountain lot made out by said George Hoogles surveyor, which are hereto annexed as part of this report and return, marked Exhibit B. & C., and also have awarded her the privilege of stable room for two Cows in the stable or Barn on the security two acres named in said plat A. & B., and also the privilege of one third of the fruit in the orchard on said plat A. & B., and the right and privilege of ingress and egress to and from the said barn and orchard as aforesaid. And we the said undersigned Commissioners, after examining the said land and real estate of the said intestate, and after due consideration did adjudge and determine that the said real estate cannot be equally and fairly divided between all the parties interested, according to their several just proportions, without great loss to the parties interested, because there being no buildings, but on one part of said real estate, and the buildings being on the best part of said real estate, and the number of persons (there being nine heirs at law) entitled to a proportion of the said estate, would necessarily make the proportion of each too small to be useful or profitable. And we the said Commissioners did also then and there decide and adjudge that the said real estate is not susceptible of any division into two or more parts without loss and injury to all the parties, because such is the situation of the land, with the widow's dower laid off, as to render any division totally impracticable. And the said Commissioners having so decided and adjudge

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