

adults and all residing in the County aforesaid, except Daniel A, and Amelia A, who reside out of the State of Maryland; that Martin E Bartgis left a widow named Anne B, aged about thirty years & in good health and who resides in Frederick County Maryland ~

To the 5th Sub: That said Real Estate cannot be divided amongst the parties interested without loss and injury. That if divided, the parcels will be too small for advantageous cultivation or sale. ~

To the 6th Sub: That it will be for the benefit and advantage of all parties interested that the same should be sold and the proceeds thereof distributed amongst the parties according to their respective interests, for the same reasons as assigned in the foregoing interrogatory. ~

To the 7th Sub: That he knows nothing further ~

Samuel Keyser, 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 1st Sub: That he knows all the parties to this suit, except the infant children of Martin E Bartgis, and has known them for some years. ~

To the 2nd Sub: That he knows the lands of which Ann Bartgis died seized, that he looks at Exhibit A now shown ^{here} him and that the lands therein described are the same of which said Ann died seized and possessed. ~

To the 3rd Sub: That he was acquainted with Ann Bartgis formerly of Frederick County Md. and that she died many years ago at Baltimore Md. ~

To the 4th Sub: That Ann Bartgis left a husband who died at Frederick County, Md. during last spring, and the following children, namely; Siles O, Frederick J, Peronica A, Amelia A, married to William Morgan, Daniel A, & Martin E, Bartgis who is since deceased, leaving a widow named Anne B, about thirty years of age and in good health, and the following children, three in number, names unknown to deponent, and infants under the age of twenty one years, and that they all reside in Frederick County Md. except Daniel A, and Amelia A, who reside out of the State of Maryland. ~

To the 5th Sub: That said Real Estate cannot be divided amongst all the parties concerned without loss and injury, because if divided the parcels will be too small for advantageous cultivation or sale. ~

To the 6th Sub: That it will be for the benefit and advantage of all parties interested, that the same should be sold, and the proceeds distributed amongst the parties entitled according to their respective interests

To the 7th Sub: That he knows nothing further. ~

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 twenty first day of November, Eighteen hundred and sixty seven, at which time and at the place aforesaid I then and there proceeded to take the following depositions, to wit. ~