

4<sup>th</sup> Are you or not acquainted with the lands of which said Francis Jones died seized and possessed, described in the Bill in this Cause, and the Exhibits therewith? If yes, state their general character, and how improved, and where situate, and what in town, and what in the County?

5<sup>th</sup> How would the interests of said infant children be affected by an assignment of dower to said widow in said lands, as compared with a sale of the same free of dower, the equivalents thereof being reserved to the widow from the proceeds of such sale?

6<sup>th</sup> ~ Suppose the land to be sold subject to the widow's dower generally, or after the assignment of the same and subsequent thereto, would said infant children in your judgment realize as much relatively for their interest, as if the lands were sold free from the incumbrance of said dower, the widow receiving an equivalent therefor from the purchase money, or having the one third thereof set aside for her during her life, to revert to said heirs at her death? State grounds of Opinion! ~

7<sup>th</sup> Would it or not be to the interest of said infants to have said lands sold free of said dower, and either one third of the purchase money to be paid at the death of said widow to said heirs, she to draw the interest thereon during life, in lieu of dower, or one third of said purchase money paid on usual terms, be invested for her life in the hands of a trustee for her benefit, the principal at her death to go to said infants and other heirs? State grounds of Opinion. ~

8<sup>th</sup> Would or not the heirs at law of said Jones, or his creditors in your judgment realize a greater amount from selling the interest of said legal representatives in said lands, subject to said widow's dower, or free from the same, she having a third of the purchase money set aside for her during life, than to revert to the representatives of said Jones? ~

John Ritchie  
Sol for Deft Mrs Ellen Jones

De testimony

By virtue of the Amended Commission issued out of the Circuit Court for Frederick County, and to me directed, empowering me to examine evidence in the Cause depending in the said Court between Joseph H. Egler as Complainant, and Albert Jones, administrator of the goods Chattels &c of Francis Jones dec'd, Ellen Jones and others Defendants. ~

I Francis Borengle Commissioner therein named, did proceed, at my Office in Frederick City Md<sup>ty</sup> to take the testimony in this Cause the Complainant filing with the Commissioner, Exhibits Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, on the 10<sup>th</sup> day of February 1870 as evidence in this Cause and there being no witnesses to be examined, this Commission was adjourned until the 18<sup>th</sup> day of February 1870, when at Two O'clock on the said 18<sup>th</sup> day of February 1870, the following testimony was had on behalf of the Complainant, at the place above named due notice thereof being given to all the parties. ~

Rhodereck Hobbs, a witness of lawful age produced on the part of the Complainant, being duly sworn and examined & interrogatories filed with the Commissioner, and herewith returned deposes and says, that is to say: -