

Reside in Frederick County Maryland. ~

To the 5th Sub. ~ I know the Lands whereof the said Daniel B Flook died seized and possessed I look at the papers now shown me, Nos. 1, 2, 3, 4, 5, 6 and they do describe the land of which Flook died seized and possessed. ~

To the 6th Sub. ~ He, Flook deceased, purchased other land from me, Eleven Acres and a half and some perches, He died without getting a deed for it. ~

To the 7th Sub. ~ It cannot be divided without loss and injury, it would be to the interest and advantage of all the parties that the land should be sold and proceeds divided.

The money they would get for the land, would bring more in to the heirs, especially infants, than the land. The parts would be too small to be divided, and would not support the infants, and for this reason I think it ought to be sold. ~

John Hanson Flook, a witness of lawful age, produced on the part of the Complainants, being duly sworn and examined to Interrogatories filed with the Commissioner, and herewith returned, deposes and says ~

To the 1st Sub. ~ That he knows the parties to this suit, and has known them for many years. ~

To the 2nd Sub. ~ I am a brother of Daniel B Flook. He died on the sixth day of May in the year 1840, in Frederick County, State of Maryland. ~

To the 3rd Sub. ~ Daniel B Flook died leaving a widow named Elizabeth, who resides in Frederick County Maryland. ~

To the 4th Sub. ~ Daniel B Flook left children, William L. and Lewis, adults, John P. Millard J. and Fannie C. all infants. They all reside in Frederick County Maryland. ~

To the 5th Sub. ~ I know the land of which Daniel B. Flook died seized and possessed. I look at the papers now shown me marked Nos. 1 2 3 4 5 6, and they describe the land of which Flook died seized and possessed. ~

To the 6th Sub. ~ He Daniel B. Flook, purchased other land from me, Eleven Acres acres and a half and some perches He died without getting a deed for it. ~

To the 7th Sub. ~ It cannot be divided without loss or injury to the parties ~ I think it had better be sold, rather than be divided, The property is so situated, that it could not be divided to any advantage. ~

There being no other witnesses to be examined, and neither party desiring further time for the production of his evidences, the Commissioner closed this Commission and herewith returns the same under his hand and seal, this 29th day of November in the year 1840. ~

Francis Brungle
Commr

Commissioner's fees \$ 8.00
Philip & John Flook as pt 1.50
\$ 9.50

Filed Nov. 29th 1840

Endorsed
The execution of the annexed Commission will appear by certain Schedules thereunto Annexed.
Francis Brungle

Decree
William S. Flook and Lewis M. Flook
vs
Elizabeth S. Flook, John P. Flook and others

No. 3565 Equity ~
In the Circuit Court for Frederick County sitting as a Court of Equity. ~

December Term 1840

The above cause standing ready for a hearing, and being submitted, the Bill