

3<sup>rd</sup> Interrogatory ~ Has or was not the said Charles E Thomas, married at the time of his death? If yes, who is his widow and where does she reside? ~

4<sup>th</sup> Did or did not the said Charles E Thomas leave Children? If yes, state their names, ages and present places of residence? ~

5<sup>th</sup> Sub ~ Are you or not acquainted with the lands of which the said Charles E Thomas, died seized and possessed? If yes, look at the papers now shown you, marked Exhibits Nos 1 & 2, are said lands therein described. ~

6<sup>th</sup> Sub ~ Can or cannot said lands be divided among the Children and heirs at law of Charles E Thomas, without loss and injury to the parties interested? If no - state your reasons fully for the opinion you entertain on this subject.

H. H. Cross  
Chas. H. Cross  
Collector for Complainants

Subpoena issued & Endorsed "Summons"  
Filed April 15<sup>th</sup> 1871 ~

H. Portjes, Sheriff

Endorsed

The Execution of the within Commission will appear by the papers enclosed. ~

Geo. W. Shellman  
J. E. R. Wood

The Answer of Eliza J Thomas

The Answer of Eliza J Thomas, widow of Charles E Thomas dec'd, to the Bill of Complaint of David O Thomas filed in the Circuit Court for Frederick County as a Court of Equity against herself and others. ~

This Respondent for answer to the said Bill of Complaint answers and admits to be true the allegations and charges in said Bill of Complaint contained, and agrees that the Court shall pass a decree in said cause for a sale of said real estate, free clear and discharged of the encumbrance of her right of dower, and agree to take such portion of the proceeds of the sale thereof in lieu of her said dower, under the rules of Court, as to the Court shall seem right and proper. ~

Filed April 15<sup>th</sup> 1871 ~

Eliza J Thomas

Decree

David O Thomas

No 3586 Equity ~

Mrs. Eliza J Thomas  
Emma B Thomas & others

In the Circuit Court for Frederick County sitting as a Court of Equity ~

May Term 1871 ~

The above cause standing ready for a hearing, and being submitted, the Bill, Answer, Exhibits Depositions and all other proceedings were by the Court read and Considered.

It is thereupon this 16<sup>th</sup> day of May, in the year Eighteen hundred and Seventy One by the Circuit Court for Frederick County, as a Court of Equity, and by the authority thereof, adjudged, ordered and decreed, that the land and premises mentioned in these proceedings be sold, and that George W. Shroffer Esq. of Frederick County, be, and is hereby appointed a trustee to make the said sales, and that the course and manner of his proceedings shall be as follows: He shall first file in the Clerk's Office of this Court, a bond to the State of Maryland, executed by himself, with a surety or sureties to be approved by the Court, on the Clerk thereof, in the penalty of Fifty Thousand Dollars, Conditioned for the faithful performance of the