

with Buildings and two Orchards on one End of said land, and said Buildings and Orchards are of more value than the whole of the rest of the land, and further because said land if divided would not be susceptible of advantageous cultivation or sale, and that it would be for the benefit of all parties interested, that said land should be sold, and the proceeds thereof distributed among the parties entitled. ~

To the 6th Int. That he knows nothing further. ~

Joseph G. Miller, a witness of lawful age, produced upon the part of the Complainants, being duly sworn and examined to interrogatories filed with the Commissioners by the Complainants and herewith returned, deposes and says. ~

To the 1st Int. ~ That he knows all the parties to this suit, except William B. Getzendanner's wife, and has known them all for some years. ~

To the 2nd Int. That he knew Marshall C. Getzendanner; that he died last August unmarried and intestate. ~

To the 3rd Int. That he left brothers and sisters, but no children of deceased brothers or sisters, as follows; Namely; William H. Winfield Scott; Milton C. Lawra, Nettie, and Fanny, and Ann C. married to John Keller, all adults except Nettie and Fanny Getzendanner, who are infants under the age of twenty-one years; that William B. resides in Texas; that Winfield Scott, resides in Kansas; that Milton C. and Ann C. reside in the State of Illinois, and the rest reside in the State of Maryland. ~

To the 4th Int. ~ That Marshall C. Getzendanner died seized of real Estate in Frederick County, Maryland, near Buckeystown, in said County; that he looks at Exhibits Nos. 2, & 3 now here shown him, and that said Exhibits properly describe the real estate of which the said Marshall C. died seized and possessed. ~

To the 5th Int. ~ That said real Estate would not be susceptible of division without loss or injury to the parties concerned, and that it would be for the benefit and advantage of all parties interested, that the said real estate should be sold and the proceeds thereof distributed among the parties interested. ~

To the 6th Int. That he knows nothing further. ~

William H. Baker, a witness of lawful age, produced upon the part of the Complainants, being duly sworn and examined to Interrogatories filed with the Commissioners by the Complainants and herewith returned, deposes & says.

To the 1st Special Int. ~ That he is the William B. Getzendanner named in Exhibits Nos. 2 & 3; that he sold the property therein described to Marshall C. Getzendanner deceased; for the sum of Eight thousand One hundred and Eighty five dollars and seventy two cents (\$8185.72) upon the following terms, namely; One third Cash on the day of sale, or on ratification thereof, and the balance in two equal annual payments from the day of sale; the purchaser giving notes with approved security, bearing interest from the day of sale; that said Marshall C. Getzendanner paid, to deponent as trustee, the sum of Thirty Nine hundred and twenty eight dollars and fifty four cents (\$3928.54) and that the balance with interest thereon from the sixth day of February, Eighteen hundred and seventy two, still remains due and unpaid. ~

There being no other witnesses present to be examined, and no further time being required for the production of Evidence, the said Commissioners closed the said Commission, and herewith return the same under their hands and seals on this 13th day of November A. D. 1872. ~

Wm. S. New Com. Clerk J. C. R. Wood Com. Clerk