

described in Exhibit No 1 at the time of the execution thereof
 To 3^d Sub That Brian Philpot, Senior is dead he died in Frederick County, in and about the year A D 1848 He died intestate and left a widow and children as follows Harriet W Philpot was his widow her children are Brian Philpot aged about fifty years and resides in the State Illinois and Adaline Philpot his wife, John Philpot who is aged about forty years resides in Frederick County, Maryland Ann W Philpot aged about twenty-five or thirty years resides in this County Elizabeth Philpot who married John Reed is aged about thirty-nine years resides in Frederick County Loren P Philpot aged about twenty three years Catharine T Philpot who married William H Hull is aged about thirty three years resides in Allegany County, Maryland, Thomas B Philpot aged about twenty seven or twenty eight years and resides in Allegany County, Maryland George Philpot is a son of Edward Philpot, a deceased son of Brian Philpot, Sr. deceased he resides in Allegany County, and is an infant under twenty-one years of age Thomas Philpot another son of said Edward Philpot deceased is also an infant under twenty years of age and resides in Allegany County, and Elizabeth Philpot a daughter of said Edward Philpot deceased, and who is an infant under twenty one years of age and resides in Allegany County, Maryland, Edward Philpot an infant son of Edward Philpot, deceased, died since the filing of this Bill Nancy C Johnson is a Mortgagee of the heirs of Brian Philpot, Senior, deceased, who resides in the State of Virginia The widow of Brian Philpot, Senior, Harriet W Philpot, is dead, she died in Frederick County, in June A D 1870

To 4th Sub That the grantors in Exhibit No 2 which she looks at as a son of Brian Philpot, Sr. deceased, one ninth interest in the lands described in Exhibit No 1, are conveyed by Exhibit No 2, and which was passed by Brian Philpot, Sr. at the time of his death

To 4th Sub The Deponent looks at Exhibit No 3, and says that Benedict Boone and Sarah Boone of Frederick are grantors therein and the children of Brian Philpot, Sr. deceased, are the grantees, and the same lands described in Exhibit No 1 are conveyed by Exhibit No 3

To 6th Sub Defendant looks at Exhibits Nos 4, 5, 6, 7, 8 and 9 and says that the grantors and grantees in said Exhibits are the children of Brian Philpot, Sr. deceased and their husbands or wives and Harriet W Philpot widow of Brian Philpot, Sr. deceased, and the lands therein described are the lands and parts of the lands described in Exhibits one and three

To 7th Sub That he looks at Exhibit No 10, and says the grantors therein are the widow of Brian Philpot, Sr. and two of his sons and the Grantee is Nancy C Johnson a citizen of Virginia, the lands are the same as those described in Exhibit No 1 and 3

To 8th Sub That the lands described in Exhibits Nos 1 and 3 are situated in Frederick County, Maryland, and belong to the children and heirs at law Brian Philpot, Sr. deceased That said lands cannot be divided without loss and injury to those concerned That it will be to the interest and advantage of all those interested that said lands should be sold and the proceeds divided The lands are not susceptible