

3rd Int. That said Eliz^d left the following children, namely: John Philus and Eliz^d his wife; Mary married to A. L. Stralman James, married to Eliz^d Willis; Anna daughter of George Philus married to John Hensch; Eliz^d Philus, Benj^d Philus, married to Eliz^d Hergeshimer, Francis & Anna M^d Bunke children of Cath^d N. Bunke late^d & Jane Smith and — Smith his husband all adults except Anna and F. Bunke and all residing in Maryland except Jane Smith who resides in Ohio.

4th Int. That he is acquainted with the Real Estate of Eliz^d Philus late^d and that the property described in Exhibits No. 1, 2 & 3. is the same of which the said Eliz^d Philus did seize &

5th Int. That said Real Estate is not susceptible of division advantageous, among the parties entitled & that it would be for the advantage of all parties interested that the same should be sold and the proceeds thereof distributed to the parties entitled because said Real Estate consist of three houses and lots and their are eight heirs, and therefore said Real Estate could not possibly equally

William Fargo a witness of lawful age produced upon the part of the complainants being duly sworn & examined to interrogatories filed with the Commissioners by the complainants & hawth returned deposes and says to the

1st Int. That he is acquainted with all the parties to this suit, and has known them all for some years,

2nd Int. That he was acquainted with Eliz^d Philus and that she died during the present year


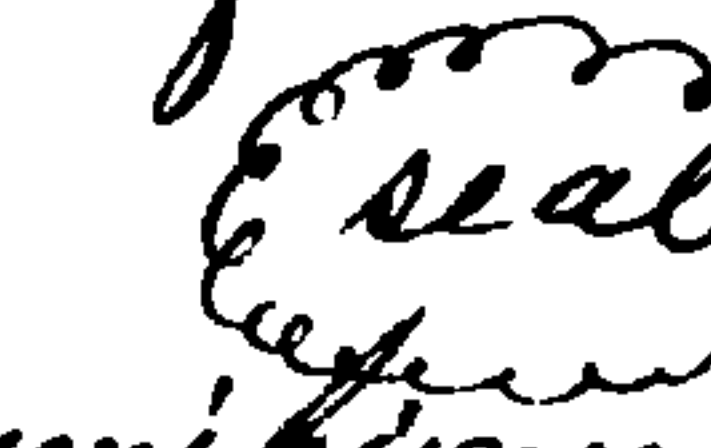
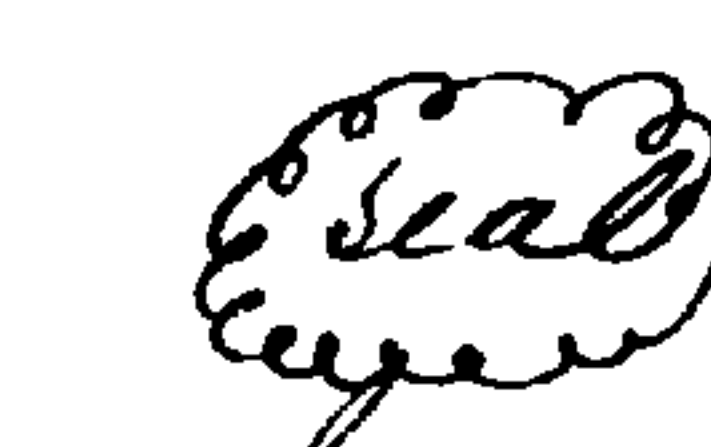
3rd Int. That said Eliz^d left children, as follows, viz: John Philus, and Eliz^d his wife, Mary married to A. L. Stralman; James, married to Eliz^d Willis Anna daughter of George Philus married to John Hensch; Eliz^d Philus, Benj^d Philus married to Eliz^d Hergeshimer, Francis and Anna M^d Bunke children of Cath^d N. Bunke late^d & Jane Smith married to — Smith

4th Int. That he knows the Real Estate of which the said Eliz^d Philus did seize & possess and that the same is properly described in Exhibits Nos. 1, 2 & 3. now here shown him.

5th Int. That said Real Estate cannot be divided amongst the parties entitled without loss & injury, and that it would be for the benefit and advantage of all the parties concerned infants as well as well as adults that the said Real Estate should be sold and the proceeds thereof distributed amongst the parties entitled because it is impossible to make an equal division of the property as there are eight heirs and only three houses and lots.

There being no other witnesses present to be examined and no further time being required for the production of witnesses the said Commissioners closed the said Commission closed the said Commission and herewith return the same under their hands and seals on this Eleventh day of October, Eighteen Hundred and Twenty Two.

Costs of Commission	
Commissioners fee	\$5.00.
Court Clerk att ^o	.75
Wm Fargo "	.75
	<hr/>
	\$9.50

W. D. Nelson,	
J. C. R. Wood,	
W. D. Nelson,	
J. C. R. Wood,	