

to the 17th day of January 1872, at which time and at the place aforesaid in the presence of the Solicitor of the Complainant they then and there proceeded to take the following depositions to wit:

Otho Grimes: A witness of lawful age produced upon the part of the Complainant being duly sworn and examined to interrogatories filed with the Commissioners by the Complainant 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.

2nd Sub: That he was, that he is dead, that he died in the summer of 1871, in Frederick County Maryland, that he never was married and that he died intestate.

3rd Sub: That the heirs at law are those named in the Bill of Complaint namely: Otho Grimes aged forty-two years and residing in Frederick County, Maryland, Lucy Grimes aged fifty-six years & residing in Frederick County Maryland, Orithia Little aged forty-five years and residing in Adams County Pennsylvania & Harriet Gough aged fifty years and residing in Frederick County Md. brother and sisters of Levi Grimes deceased, Levi F. Grimes aged thirty years and residing in Frederick County Maryland, Mary B. Brown aged twenty-seven years and residing in Carroll County Maryland, Margaret B. Beck aged twenty-three years and residing Carroll County Maryland, Harriet B. Crabbs aged twenty-two years and residing in Carroll County Md. Sophia J. Critcher aged about twenty-six years and residing in Carroll County Maryland, Martha A. Pinedollar aged about twenty-four years and residing in Carroll County Maryland, William Oliver Grimes infant under the age of twenty-one years and residing in Carroll County Maryland these are the children of Nelson L. Grimes a brother of said Levi Grimes deceased who died intestate on the 15th day of June 1867 and that said children were living at the time of the death of the said Levi Grimes.

4th Sub: That he did. That he looks at "Exhibits A & B", now here shown him and that the Real Estate therein described is the same of which the said Levi Grimes died seized and possessed.

5th Sub: That said Real Estate is not susceptible of advantageous division amongst the parties interested and that it would be for the benefit and advantage of all parties concerned, that the said Real Estate should and the proceeds distributed amongst the parties entitled as said Real Estate is daily depreciating in value that is a small property and in fact such a state as will require all the income to keep it in repairs if rented and the interest on the purchase money would be more than the produce of the Land or the rent thereof.

Isaac Wyder. a witness of lawful age produced on the part of the Complainant being duly sworn and examined to interrogatories filed with the Commissioners by the Complainant and herewith returned deposes and says, to the

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