

At the execution of annexed commission issued out of the Circuit Court for Frederick County sitting as a Court of Equity and directed to Thos B. Nelson and J. C. R. Wood and empowering them to examine evidence in the case depending in the said Court between Joseph Ginn Guardian of Matilda Ginn as Complainant - and Matilda Ginn as Defendant. I J. C. R. Wood one of the Commissioners named in the said Commission having met on Wednesday the 29th day of April A. D. 1874 pursuant to previous notice thereof did proceed then and there in the presence of the Complainant and his Solicitor to take the following testimony. The Complainant filed with the Commissioners as evidence Exhibits Nos. 1 & 2.

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

- 1 I am acquainted with the parties and have known Joseph Ginn for some years and the infant defendant ever since her birth she is over Five years of age.
- 2 She is entitled to Real Estate her father William H. Ginn was seized and possessed of Real Estate in Frederick County and died intestate leaving a Widow Susan Ginn aged about Twenty six years and one child the infant defendant in this case the Real Estate is a house and Lot situated in Woodsborough District and is the same property described in Exhibit No. 1 there is two acres of Land and it is worth about four hundred dollars.
- 3 It would be to the advantage of the infant to sell the property and invest the proceeds for the reason that the property is deteriorating in value yearly and there is no one to keep it in proper repair and neither the infant nor the Widow has any means outside the property and it will continue to deteriorate and the interest from the money that the property will bring will be more than the property will rent for and it cannot be rented now unless repaired considerably first.

4. Waived.

Joseph Ginn 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 Int: I am, have known them for some years the infant and am Guardian to the infant defendant she is over five years of age between five and Six.
2. She is entitled to Real Estate her father William H. Ginn was seized and possessed of Real Estate in Frederick County State of Maryland and died intestate leaving a widow Susan Ginn aged about Twenty Six years and one child the infant defendant in this case the Real Estate is a house and Lot situated in Woodsborough District and is the same property described in Exhibit No. 1 there is two acres of Land in the Lot and the property is worth not more than three hundred and fifty or three hundred and Seventy five dollars
- 3 It would be to the advantage of the infant to sell the property and invest the proceeds as the Widow and infant Defendant have no means outside this property and cannot keep it in repair