

of York County Pennsylvania, Is he dead or alive If dead where and where did he die.

3rd Were or was not the said John Landis married at the time of his death If yes where his widow and where does she reside

4th Did or not the said John Landis leave children If yes state how many, their names ages and present places of residence if any, are married and to whom.

5th Are you or not acquainted with the Lands situate in Frederick County State of Maryland whereof the said John Landis died seized and possessed if you look at the papers now shown you marked Exhibits Nos 1 & 2, is or is not the whole of said Lands therein described, State fully all your knowledge herein.

6th Can or cannot the said lands be divided amongst the parties interested therein without loss or injury, If no state your reasons fully and state all circumstances and facts within your knowledge which lead you to the opinion you entertain on this subject.

7th State in your opinion whether or not it would be to the interest and advantage of all parties interested in said Lands that the same be sold and the proceeds distributed amongst those interested state fully any reasons you may have which lead you to the opinion you entertain on this subject.

W. J. Ross
Clerk of Court
Solely for Court.

Filed April 7, 1874

Testimony

At the execution of the annexed Commission issued out of the Circuit Court for Frederick County and to me delivered and empowering me to examine evidences in the cause therein depending between John S. Kaufman and Susan Kaufman his wife as Complainants and Lewis Landis & others as Defendants I William B. Shelton Commissioner therein named did on the 8th day of April 1874 at my Office in Frederick City Maryland proceed there and there to take the following testimony.

The Complainants filed with the Commissioner as evidence "Exhibits Nos. 1 & 2" which are herewith returned and there being no witnesses present to be examined and further time being required for the production of evidences the said Commission was adjourned to the 15th day of April 1874 at which time and at the place aforesaid I then and there proceeded to take the following depositions to wit

John S. Kaufman, a witness of lawful age produced upon the part of the Complainants being duly affirmed and examined to Interrogatories filed with the Commissioner by the Complainants & herewith returned deposes and says to the

1st Int, I know all the parties & have known them all for some years.

2nd I was, he is dead he died in York County Pennsylvania, in October last

3rd He was, he left a widow named Lucy who resides in York County Pa

4th He left five children namely, Samuel aged about thirty one years & married to Catharine Stein residing in York County Pennsylvania Leander S aged about twenty six years and residing in York County Pennsylvania Susan aged about twenty three years married to John S. Kaufman and residing in Frederick County Maryland, Martha J aged about sixteen years and residing in York County Pennsylvania and John J Landis