

wife of Jesse A. Mumma and Josephine E. Mann wife of Samuel Mann, Isabella A. Trovill wife of Abraham Trovill John J. Kelly who are children of Mrs. Kelly who was the daughter of John Shutey deceased, they all reside in Frederick County Maryland

3rd Interrogatory. Do you know the Real Estate mentioned in the bill of Complaint and if so how much is its value, how much is there of it, and where is it situated.

Answer. I know the Real Estate mentioned in the bill of Complaint, it is worth about 1200 dollars and contains about 10 acres and is situated in Emmittsburg District Frederick County Maryland.

4th Interrogatory. What are the facts and circumstances which show it would be for the benefit and advantage of the infant John J. Kelly that the Real Estate mentioned in the Bill should be sold.

Answer. In my opinion the Land cannot be divided so as to be of any benefit or advantage to the infant John J. Kelly the portion falling to the infant would be extremely small.

5th Interrogatory. Are the Lands in this Bill mentioned susceptible of division without great loss, and is it for the advantage of all parties that the Land should be sold.

Answer. If the Lands in this bill mentioned were to be divided among the parties entitled great loss and damage would ensue to all the parties and it would be to the advantage of all parties that the Lands should be sold.

There being no other witnesses present to be examined and neither party desiring ^{further} time for the production of his evidences the Commissioner closed the said Commission and herewith return the same under their hands and seals this 13th day of August 1869.

Francis Brungle *Seal*
J. E. P. Wood *Seal*

Expenses of Commission	
Commissioners fees	\$12.00
Olive Hornum Notary	2.75
W. H. H. Ardman "	<u>3.05</u>
	\$13.80

Francis Brungle *Seal*
J. E. P. Wood *Seal*
Comms.

Filed Aug. 13. 1869.

Deceit

Abraham Trovill & Isabella A. his wife et al } No. 3475 Equity.
vs } In the Circuit Court for Frederick County, sitting as a Court of Equity.
Jacob Shutey et al }

May Term 1869.

The above cause standing ready for a hearing and being submitted the bill Answer Exhibits and evidence and all other proceedings were by the Court read and considered, it is thereupon this 20th day of August in the year 1869 by the Circuit Court for Frederick County as a Court of Equity and by the authority thereof adjudged ordered and decreed that the Land and premises mentioned in these proceedings be sold and that William P. Maulsby Jr & John C. Miller Esqs. of Frederick County be and they are hereby appointed a Trustees to make the said sales and that the course and manner of their proceeding shall be as follows: They shall first file in the Clerks Office of this Court a bond to the State of Maryland executed by themselves with a surety or sureties to be approved by the