

That said Real Estate should be sold and the proceeds thereof be distributed among the parties entitled, because the farm if rented will go down and daily depreciate in value, the farm is lilly and bluffy and very much washed and the buildings would be thrown on one part of the farm, and there would be no outlet to one part of the division and there would likely be nobody to buy the farm if there is a division of the property
7th Ant. I know nothing further.

David Fisher, a witness of lawful age produced upon the part of the Complainant being duly sworn and examined to Interrogatories filed with the Commissioner by the Complainant and herewith returned deposes and says, to the
1st Ant. I have known all the parties for some years, they all reside in Creagerstown District Frederick County Md.

2nd Ant. I did, he is dead, he did in Creagerstown District, Frederick County Md. during last winter, he resided during his lifetime on his homestead in Creagerstown District, Frederick County Maryland

3rd Ant. He left a widow named Scabella A. and the following children namely: William H. Troxell an infant under 21 years of age and Elizabeth and Frederick H. Troxell adults, and all reside in Frederick County Md.

4th Ant. He left no will

5th Ant. He left Real Estate in Frederick County, Md. in Creagerstown District containing about 250 or 260 Acres of Land, there are two tracts in one farm, one the homestead containing about 140 Acres of land and the other containing about 114 Acres of poorer quality, the homestead farm is worth about \$20. per acre and the other about \$10. per acre "Exhibits Nos 1, 2, 3, 4" properly describe the Real Estate of which the said Abraham Troxell died seized and possessed.

6th Ant. It is not susceptible of an advantageous division among the parties interested and it would be for the benefit and advantage of all parties interested that said Real Estate should be sold and the proceeds thereof distributed among the parties entitled because the Land is in a very bad condition, has been worked down and wants constant attendance and if rented will daily depreciate in value if divided the buildings would all be on one parcel of the Land, and there would be no outlet to one of the parcels, and the parcels would be too small for advantageous cultivation or sale, the farm is rough, lilly and bluffy

7th Ant. I know nothing further

Whereupon there being no other witnesses present to be examined and no further time being required for the production of further evidence, the Commissioner closed the said Commission and herewith returns the same under his hand and seal on this 16th day of September A. D. 1875.

Wm. B. Nelson (Commissioner) 

Costs of Commission		
Wm B Nelson	Comum	\$ 12.00
David Fisher	Attces, Mileage	2.25
Amos J. Kerns	" "	<u>2.35</u>

Wm. P. Nelson 
Commissioner

Filed Sept 16, 1875.