

The solicitor for the Complainant filed with Commissioners as evidence Exhibits A, and B. The Commission then proceeded to take the following depositions, to wit:

Jacob Stitely of J., 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 1st Int. My name is Jacob Stitely of J., I reside in Johnsville District

To 2^d Int. I know all the parties to this suit. They all reside in Frederick County, State of Maryland. They are not all of age. Abraham P. Strine, Anna Strine and Samuel Strine are infants under twenty one years of age.

To 3^d Int: I knew Benjamin Strine. He is dead. He died at his residence in Frederick County, State of Maryland, He died in January 1876. He left a widow who is still living. She is about fifty years of age.

To 4th Int: Benjamin Strine left children surviving him as follows. John W. Strine, who is married and the name of whose wife is Mary Strine; Francis J. Strine, married, and the name of whose wife is Laura Strine; George W. Strine, married, and the name of whose wife is Mary Strine; Anne Strine, married, and the name of whose wife is Mary Strine; Isaac E. Strine who is unmarried. a Daughter Catharine, married, and the name of whose husband is Zachariah J. Toms; a Daughter Susannah married, and the name of whose husband is William Mort; a Daughter Ann R. Strine who is unmarried; and a Daughter Anna Strine, unmarried and two Sons, Abraham J. Strine and Samuel Strine both of whom are unmarried. They all reside in Frederick County

To 5th Int: The said Benjamin Strine died intestate

To 6th Int: Benjamin Strine died seized and possessed of real estate in Frederick County, Maryland. I look at papers now shown me marked Exhibits A, and B. The said Exhibits describe said real estate. There is about twenty one and a half acres of land in the lot. I think it is worth Two hundred dollars

To 7th Int: It would be impossible to divide the real estate among the Children and heirs of Benjamin Strine. It is too small

To 8th Int. It would be to the interest and advantage of the heirs of Benjamin Strine to have said real estate sold and the proceeds divided among them. The property is now out of order, and there is no one to keep it up, and it would depreciate in value yearly. The lot is too small to give anything to the heirs rented or cultivated, and some of the heirs are infants.