

mission was adjourned to the eighteenth day of December, Eighteen hundred and seventy three, at which time and at the place aforesaid, we, then and there proceeded to take the following depositions

John Lewis Mcodemus, a witness of lawful age, produced upon the part of the Complainants, being duly sworn and examined to Interrogatories filed with the Commissioners by the Complainants and therewith returned, deposes and says, to the

1st Int: I know all the Parties to this suit and have known them for some years

2^d. Int: I did, he is dead, he died in Frederick County, Maryland last March

3^d Int: Intestate

4th. Int: He left a widow named Charlotte, aged between fifty & fifty five years & in good health

5th. Int: He left Children, namely; Albert B Emily J., Mary E., C. Scott and Horace R. Hawks - all adults except Horace R who is an infant under the age of twenty one years - They all reside in the State of Pennsylvania - Albert B is married - the name of his wife, before marriage was Sarah Baumgartner.

6th. I do. I look at Exhibits Nos. 1, 2, 3 & 4 now here shown me, He did possess of the land described in Exhibit "No 2" consist-
-ing of about one hundred & forty two acres of land & worth about seventy five dollars (\$75) per acre.

7th. Int: That said lands are not susceptible of division without great loss and injury to the Parties interested - If divided the parcels would be too small for advantageous cultivation or sale - There is only one set of buildings which are near the centre of the lands, which would render it impracticable to divide said lands equally among the heirs

8th. Int: I think it would be for the benefit of the heirs, infants and adults, that said lands should be sold and the proceeds thereof be distributed among the Parties entitled for the reasons given in my answer to the last Interrogatory.

9th. Int: I know nothing further.

Daniel Purrier, a witness of lawful age, produced upon the part of the Complainants, being duly sworn and examined to Interrogatories filed with the Commissioners by the Complainants and therewith returned deposes and says, to the

1st Int: I know all the Parties to this suit, and have known them for some years

2^d. Int: I did - he is dead, he died in Frederick County, Maryland, during March last.

3^d Int: He died intestate.

4th. Int: He left a widow, aged between fifty and fifty five years, named Charlotte, who is now in good health.

5th. Int: He left the following Children, namely; Albert B., Emily J., Mary E., C. Scott, and Horace R. Hawks, all adults, except