

of land, more or less, and a piece of land, about a half a mile from his farm on Broad Run, containing about fifty acres, and a farm in Pleasant Valley, Washington County, Md. containing from 150 to 200 acres of land, I heard he owned some lots in "Heaverton and I believe" Exhibits No 9. properly describes said lots I don't know the real estate described in "Exhibit No 8." said Exhibits Nos. 3. 4. 5. 6. 7. 8. 9. 10. 11 & 12. properly describe the property real of which the said Hephiah Botter died, seized and possessed, with the exception of "Exhibit No 8." to which I cannot testify

4. Int: He left a widow named Margaret Botter, who resides in Frederick County, Md. aged from 56 years to 60 years, who is now in good health.
5. Int: He did. He left children and heirs at law, as follows, namely: a daughter Elizabeth D. married to Charles Eves, both adults and both residing in Frederick County, Md.; Louisa C. widow of Arnold Stephens, deceased, adult & living in Frederick Co Md.; Robert H. Botter, married to Margaret Marshall, both adults & both residing in Frederick County, Md. a son William E. Botter, whose wife's name is Sidney M. Botter, adults and residing in Frederick County, Md. a daughter Matilda Matilda, married to Dr Stephen Bales, both adults & residing in Jefferson County, West Virginia; a daughter Isabella, married to P. P. Marshall, adults and both residing in Jefferson County, West Virginia; a daughter Ann H. married to Thomas Clagett, adults & residing in Lexington City, Missouri, and a grandson George M. Botter, son of a deceased son Zachariah Botter, who died before the said Hephiah Botter, deceased, leaving the said George M. Botter, her only son and only heir. The said George M. Botter is an infant under the age of twenty one years and resides in Frederick County, Maryland
- 6 Int: I am, I look at "Exhibit No 1." (now here show me. I have frequently seen him write and am acquainted with his handwriting I think the signature "Hephiah Botter" there attached is in the proper handwriting of the said Hephiah Botter, deceased.
- 7 Int: He did leave personal property. I can't say whether it is sufficient to pay his debts or my impression is that it is not sufficient
- 8 Int: I do not think it can be advantageously divided among the parties interested. The parcels would be too small to admit of advantageous cultivation, or sale. besides the heirs are scattered as to their residences and the real estate is in detached parcels, situated at considerable distances from each other
- 9 Int: It would be for the benefit and advantage of all the parties concerned that said real estate should be sold and the proceeds thereof distributed among the parties entitled, for the reasons given in my answer to the last preceding Interrogatory

Whereupon, there being no other witnesses present to be examined, and further time being required for the production of evidence, the said Commission was adjourned to the 16th day of January A.D. 1877, at which time, and at the place aforesaid, and in the absence of John E. R. Wood, Commissioner, I then and there proceeded to take the following depositions, to wit: