

- 6th. Did said Sarah C. Simmons own any interest in any real estate at the time of her death, and if yes, describe such real estate, and state what interest in the same was owned by said Sarah C. Simmons. Look at Exhibit No. 2, and state whether or not that describes said real estate, and the interest of said Sarah C. Simmons therein?
- 7th. State who owned the balance of said real estate. Look at Exhibit No. 1, and state whether or not that describes the remaining interest in said real estate?
- 8th. Would said real estate admit of division between said R. Emory Simmons and the Children of said Sarah C. Simmons, according to their respective interests therein without injury and loss? State fully all you know with reference hereto and your reasons for your opinion?
- 9th. Would it or not be to the interest and advantage of all the parties concerned, infants as well as adults, for said real estate to be sold. State fully all you know herein and your reasons for your opinion?
- 10th. State whether or not in your opinion ten thousand two hundred and fifty dollars, or seventy seven and 9/100 Dollars per acre, is a fair and liberal price for said real estate and as much as could reasonably be obtained for the same under the most favorable circumstances, State all you know herein?
- 11th. Look at the paper now shown you marked Exhibit No. 3. purporting to be an agreement between R. Emory Simmons and Richard R. Buckley for the sale of said real estate, and state whether or not it would be to the interest and advantage of all the owners of said real estate, infants as well as adults, for said agreement to be ratified by the Court, State fully all you know with reference thereto, and your reasons for your opinion?
- 12th. Look at said paper marked Exhibit No. 3, and State whether or not the signatures thereto are in the own proper handwriting of said Richard R. Buckley and R. Emory Simmons?
- 13th. Do you know any thing further, that would be to the interest and advantage of the Petitioner? If so state the same fully.

Wilton G. Arner.
Solr. for Petitioner.

At the execution of annexed Commission issued out of the Circuit Court for Frederick County, sitting as a Court of Equity, and docketed to Mrs. B. Nelson and J. C. R. Wood, Commissioners therein named, and empowering them or either of them to examine Evidence in a cause depending in the said Court entitled R. Emory Simmons father and next friend of Susan C. Simmons and others on Petition, J. C. R. Wood, one of the Commissioners named in the said Commission having met at my office in the City of Frederick on Monday, February the 24th A. D. 1878, pursuant to previous notice thereof, did then and there in the presence of the Complainant proceed to take the following testimony. The Complainant filed with the Commissioners as Evidence Exhibits Nos. 1, 2, & 3. The Commissioners then proceeded to take the following depositions, to wit: - R. Emory Simmons, a witness of lawful age produced on the part

Nelson & John
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