

age, and reside in Frederick County, State of Maryland.

No 2^d. Int: I know the parties, they are R. Emory Simmons, and his children Susan E. Simmons, Mary W. Simmons and James S. Simmons. Have known them for some years.

No 3^d. Int: I knew Sarah E. Simmons. She is dead. She died in Frederick County, State of Maryland, in December A. D. 1864. She died intestate.

No 4^d. Int: Said Sarah E. Simmons was married at the time of her death. R. Emory Simmons is her husband and he is now living.

No 5^d. Int: Sarah E. Simmons did leave children. Their names were Susan E. Simmons, Mary W. Simmons, James S. Simmons and Lynn V. Simmons. Lynn V. Simmons has since died at the age of one year and one month. The other are living and are all infants under twenty one year of age.

No 6^d. Int: Sarah E. Simmons had an interest in real estate at the time of her death, but I don't know what interest, she had exactly. I look at paper now shown me marked Exhibit No. 2. Said Exhibit described the said land.

No 7^d. Int: Captain R. Emory Simmons owned the balance of said tract of land of which Sarah E. Simmons had an interest, but don't know what his exact interest was.

No 8^d. Int: It would not be to the interest and advantage of the said parties to divide the said land. Because if divided any portion without the buildings could not be sold except at a sacrifice.

No 9^d. Int: It would be to the interest and advantage of all the parties to sell the land. My reasons are that it can't be divided except at a loss, and if rented, the land would not yield what the interest on the money of this sale, would be. It could not be farmed to yield that much.

No 10^d. Int: I think the price mentioned in Exhibit No. 3, is a good and liberal price. I think it would not bring that price at public sale.

No 11^d. Int: It would be to the interest of the parties that the agreement and sale contained in Exhibit No. 3, at which I now look, should be ratified and confirmed by the Court. The reasons for my opinion I have already stated.

The 12^d. Int: Waived.

No 13^d. Int: I know nothing further of interest in this matter.

There being no other witnesses present to be examined and neither party desiring further time for the production of their evidence the Commissioner closed the said Commission and herewith returns the same under his hand and seal this ninth day of February A. D. 1875.

J. E. R. Wood, (Seal) Commissioner

Costs of the Commission:

J. E. R. Wood, Commissioner's fees	\$ 12.00
R. E. Simmons a witness	2.25
Jonas Wren a witness	2.25
Elhawan W. Wren a witness	2.25