

To 9th Int. He did leave a widow and four children, as named and described in my answer to the 6th Interrogatory.

To 10th Int. It could not be divided among the parties, the lots are too small to be divided among the parties without great loss and injury.

To 11th Int. It would be to the advantage of all the parties, infants as well as adults, to sell said land and divide the proceeds. My reasons are if it is not sold, it will go down in repair and value, as there is nobody to look after it, especially, and can't be rented out to as great profit as the money would yield, if land sold, and the money put on interest.

Daniel J. Eyles, a witness of lawful age produced on the part of the Complainants, being duly sworn and examined, to Interrogatories filed with the Commission by the Complainant and herewith returned, deposes and says:

Ans. to 1st Int. Daniel J. Eyles, I am forty four years of age, and reside in Frederick County, Maryland.

Ans. 2^d Int. I know all the parties, I have known them for many years.

Ans. to 3^d Int. I knew Daniel Fogle, I knew him for many years. He is dead, He died about ten years ago. He died intestate.

To 4th Int. He left a widow, Her name is Margaret Fogle. She is living and is about fifty years of age.

Ans. to 5th Int. He did not leave children, grand children, nor any direct descendants.

Ans. to 6th Int. He did leave brothers and sisters, and children of a deceased brother surviving him - He left a brother Peter Fogle, who is married, but don't know the name of his wife. He left a sister Susan Fogle, who married, and the name of whose husband is John Lippy. He left a brother Nicholas Fogle, who was married, and the name of whose wife is Mary Fogle (Nicholas died since bill filed). He left a sister Lydia Fogle, who married, and the name of whose husband is Daniel J. Eyles (intestate). He left a sister Catharine Fogle, who married Matthias Zeeher. He left a sister Margaret who is married, and the name of whose husband is Thomas Arnold. He left a brother Michael Fogle, who is married, and the name of whose wife is Sarah Fogle. He left a sister Barbara who is married, and the name of whose husband is Isaac Fogle. They are all over twenty one year of age, and reside in Frederick County, State of Maryland, except Peter Fogle, who resides in the State of Ohio together with wife.

Ans. to 7th Int. I look at papers now shown me marked Exhibits Nos. 1, 2 & 3. They describe the land of which Daniel Fogle died seized and possessed. It is situated in Johnsons District, Frederick County, State of Maryland. Daniel Fogle died