

No. 4461 Equity

thereof distributed amongst the parties entitled, if any are left after the pay-
ment of two mortgages on said real estate, the amount of which liens which
will, more than, cover the amount the said real estate will sell for. The said re-
al estate, consists of two parcels of ground situated at Point of Rocks, Con-
taining about half an acre of land, improved by a store and dwelling,
outhouses & stable, which, cannot possibly be divided amongst the heirs at
law, even if there were no liens upon it.

6th Int. I look at "Exhibits Nos 2 & 3" now here shown me There has been a payment
of \$9⁰⁰ which dates 9th June 1873, and one of 250⁰⁰ dated 4th July 1874 all the
is due and owing.

7th Int. It is

James A. Beasant a witness of lawful age, produced upon the part of the Com-
plainants, being duly sworn and examined to interrogatories filed with the Commissioner
by the Complainants and herewith returned deposes and says, to the

JH Beasants
Answers to
Interrogato-
ries

1st Int. My name is James A Beasant, aged about 61 years and I reside in
Frederick City, Maryland

2^d Int. I know George S Eamick and Mary Virginia his wife, Sidney Ben-
nett, Mortimer Waltman, Edward Scott, and Richard James; the rest I
don't know

3^d Int. I look at "Exhibits Nos 4 & 5" now here shown me. I was present when
they were executed. I look at Exhibits Nos 2 & 3 now here shown me, they were.

4th Int. I frequently transacted business for Mrs Mary C Williams in her
life time and have heard her acknowledge the existence of Exhibits Nos 2 & 3 a
hundred times

5th Int. I look at "Exhibit No. 1" now here shown me I do The said real estate
consists of two small parcels of ground, improved by a store and dwelling, an out-
house and a stable, & containing about one half of an acre of land, situated
at Point of Rocks, Frederick's County Maryland, and is not susceptible of division
among the parties interested without loss & injury, as, if divided the parcels
would be too small for advantageous cultivation or sale. In fact it cannot
possibly be divided, and 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 amongst the parties entitled, after paying off the liens on
said property, if any be left for distribution.

Whereupon, there being no other witnesses present to be examined and
no further time being required for the production of evidences, the Commissioner
closed the said Commission and herewith returns the same under his hand and
seal on this 15th day of July, A. D. 1879

W. B. Nelson
Commissioner

Costs of Commission. - Complainants Costs

William B. Nelson, Comm^r fees \$8.00 Paid by Geo S Eamick
William Richardson Sheriff do \$10
James A Beasant, Attendance 75 Paid by G S Eamick

W B Nelson
Commissioner

Filed July 15, 1879