No. 4524 Equity

Complainants being duly sworn and examined to Interrogatories filed with the Commissioner by the Complainant and herewith returned deposes and says, to the

1st Int. — I know all the parties to this suit and have known them all for some years.

Testimony of John A Negrange

2d Int. — I do. I look at Exhibits Nos. 2, 3, 4, 5, 6, 7 & 8" now here shown me: The Real Estate described in said Exhibits is the same of which the said John Negrange and Elizabeth Negrange died seized and possessed.

3d Int. — Yes sir. They are dead. They died on the property Elizabeth Negrange in November 1869 and John Negrange died on the 17th March 1879

4th Int. — They left the following children, namely; John A. Negrange married to Phoebe Michael; George W Negrange, married to Ella Wolfe; Ward J. Negrange, married to Josephine Hoffman; Catharine wife of Henry Bentz; Elizabeth, wife of Aaron Davis; Nathaniel C. Negrange, whose wife is named Willa, & Ann Rebecca Negrange, who died since the death of her mother Elizabeth Negrange, leaving an illegitimate child named Sarah Ann, who is now the wife of Charles R. Funk, all adults and all residing in in Frederick County, Maryland, except George W. Negrange, who resides at Martinsburg, W. Va., Nathaniel C Negrange, who resides at Berkely Springs, W. Va., and Wancel W F. Negrange, who resides in Baltimore City, Maryland

5th Int. — Said Lands cannot be divided equally among the said children of Elizabeth Negrange and John Negrange without loss and injury, because there are eight (8) children, and, if divided, the parcels would be too small for advantageous cultivation, or sale. Said farm is composed of many different parcels, the title of some of which was in John Negrange and some in Elizabeth Negrange, his wife, some of the land lies by itself separate and apart from the farm. It would be for the benefit and advantage of all the parties concerned, that the farm should be sold in one parcel. If the executors of the Will of John Negrange dec'd were to sell, they could only sell his undivided interest in the land. The legatees under the will of John Negrange, and the heirs at law of Elizabeth Negrange, with the exception of Sarah A. Funk, are the same parties. It would be to the interest and advantage of the parties interested, that the whole land should be sold under a decree of a Court of Equity, rather than to be sold under different powers and by different parties. It will be to the interest and advantage of all parties, that said Real estate should be sold under a decree of this Court, and the proceeds thereof distributed amongst the parties entitled, according to their respective interests

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Horatio Bentz, a witness of lawful age, produced upon the part of the Complainants, being duly sworn and examined to Interrogatories filed with the Commissioner by the Complainants, and herewith returned, deposes and says, to the

1st Int. — I am acquainted with all the parties and have known them all for many years.

2d Int. — I look at Exhibits Nos. 2, 3, 4, 5, 6, 7 & 8, now here shown me,