

## No. 11531 Equity

Interrogatories -

- 15<sup>th</sup> State whether said real estate is susceptible of advantageous division among all of said parties in interest and if not, state why not?
- 16<sup>th</sup> State whether or not it would be to the interest and advantage of all of said parties in interest, infant as well as adult, for said real estate to be sold, and the proceeds distributed among them? Give your reasons for your opinion and state fully all you know herein?
- 17<sup>th</sup> Do you know anything further that would be to the interest and advantage of the Complainants, and if yes, state the same fully?

Dillon S. Ames  
Ed. S. Buchelberger  
Solicitor for Complt.

At the execution of the aforesaid Commission, issued out of the Circuit Court for Frederick County, sitting as a Court of Equity, and to me directed and empowering me to examine Evidences in the cause therein depending, between Lloyd A. Warfield Compt, as Complainant, and Mary Catharine Warfield and others, as Defendants, I, William R. Nelson, one of the Commissioners therein named, did, on the 11th day of January, A. D. 1881, at my office in Frederick City, Maryland, then and there, in the presence of the Solicitor for the Complainants, proceed to take the following testimony, to wit:

testimony

The Complainants filed with the Commissioner as Evidences "Exhibits Nos. 1, 2, 3, 4, 5, 6, 7, 8 & 9, which are herewith returned by said Commissioner.

Testimony

Lloyd A. Warfield, 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: - Lloyd A. Warfield, aged 33 years, and I reside in Frederick County, Maryland.

2d Int: - I do for some years.

3d Int: - I did. He was my father. He is dead. He died in 1859, in Frederick County, Maryland.

4th Int: - He left a widow named Eliza Ann Warfield. She never remarried. She is dead. She died in Johnsville, Frederick County, Maryland, intestate.

5th Int: - He died seized, and possessed of about thirty nine and a half acres of land, situated in Frederick County, Md, worth from ten to fifteen dollars per acre.

6th Int: - I look at "Exhibits Nos. 1 & 2" now here shown me; said Exhibits correctly describe the Real Estate of which the said Alexander Warfield died seized and possessed, with the exception of the portion described in "Exhibit No. 6, now here shown me, which portion was conveyed by him, to Ellen Parker.

7th Int: - They were. - of about One hundred and twelve acres of land adjoining the thirty nine and a half (39 1/2) acres and was worth 20 \$ per acre. I look at "Exhibits Nos. 4 & 5" now here shown me, which correctly describe said real estate.

8th Int: - She did convey to George W. Eglyer one Acre, three rods and nine perches of the land, described in "Exhibits Nos. 4 & 5" - I look at "Exhibit No. 7" now here shown me; that describes the portion conveyed to George W. Eglyer.