

No 1622 Equity.

10th. - What proportion of the debt will the personal estate pay?

11th. - Look at papers now shown you, marked Exhibits Nos. 6 and 7 and state what they are, and if Party aged for what amount on what, and are the parties who hold the same willing for the passage of a decree for the sale of the property?

J. E. R. Wood.

At the execution of the annexed Commission issued out of the Circuit Court for Frederick County, sitting as a Court of Equity, and to me directed & empowered me to examine Evidences in the Cause therein depending, between Charles Ouelman & others, by their next friend George R. Ouelman, as Complainants, and Joseph H. Black & others, as Defendants, J. William B. Nelson, one of the Commissioners therein named, did, on the 24th day of January, A. D. 1881, at my office in Frederick City, Maryland, then & there in the presence of the Solicitor for the Complainants, proceed to take the following testimony, to wit:

The Complainants filed with the Commissioner as Evidence Exhibits Nos. 1, 2, 3, 4, 5, 6 and 7, which are herewith returned by the said Commissioner

George R. Ouelman, a mature of lawful age, produced upon the part of the Complainants, being duly sworn, and examined to Interrogatories filed with the Commissioner by the Complainants & herewith returned, deposes and says, to the

1st Int: - I know the parties & have known them all for a number of years. I am the legal Complainant, and the father of the infant Defendants.

2d Int: - I did. He is dead. He died in August 1880, in Frederick County, Md.

3d Int: - He left a widow named Barbara, aged about 72 years.

4th Int: - He left the following children, viz: A son Joseph H. Black, whose wife's name is Matilda, adults, residing in Frederick County, Maryland; a daughter Julia, wife of Lewis Marble, adults, and residing in Frederick County, Md. A daughter Mary C., wife of defendant, adults who resides in Frederick County, Md., and who died before her father William Black, and who left three children, namely, Charles, Harry C. and Rosa B. Ouelman infants, under the age of twenty-one years & all residing in Frederick County, Maryland, a daughter Elizabeth, wife of Calvin Cain, adults, residing in Washington City, D. C.

5th Int: - He did, he seized and possessed of Real Estate situated in Frederick County, Maryland, consisting of a farm containing 174 Acres of Land: I look at Exhibits Nos. 1, 2, 3, 4 and 5, now here shown me said Exhibits correctly describe the Real Estate of which the said William Black, died seized and possessed. It is worth about 25¢ per acre.

6th Int: - No sir, it is not. If divided among the parties interested, the parcels would be too small to admit of advantageous cultivation, or sale.

7th Int: - It would be for the benefit and advantage of all the parties interested that the said real estate should be sold, and the proceeds distributed among the parties entitled, for the reasons assigned in my answer to the last preceding Interrogatory, & because there is nobody to look after the property.

8th Int: - He died. I am the Administrator.

9th Int: - No sir it is not. The said Real Estate will have to be sold to pay the same.

10th Int: - The debts are between three and four thousand Dollars (3,000 \$ & 4,000 \$)

Testimony

Testimony