

No. 4753 Equity.

8th Int: He did He owned a farm in Lewistown District, Frederick County, Maryland, containing One hundred and ten (110) Acres of Land more or less, and a Mountain Lot in "Ox's Hollow" containing Sumten and a half (17 1/2) acres, more or less, which by his will he left to his wife. He also owned a Sawmill property of Fifty-two (52) Acres, more or less, and three mountain Lots known as Nos. 6, 7 & 8, of the Whitmore land, containing fifty-six (56) acres more or less, which he willed to his son John Luther Zimmerman. He owned a house, and five (5) acres of land, described in "Exhibit No. 10," which he willed, in trust, for the benefit of Lethy Ann O. Pearl. He also owned a Home Farm, containing fifty-two (52) Acres of land, more or less, after deducting that portion willed to Lethy Ann O. Pearl, which fifty-two (52) acres is fully described in the Bill of Complaint in this cause, and "Exhibits Nos. 2, 3, 4, 5, 6, 7, 8 & 9", from which is to be deducted five (5) Acres, the lands, described in "Exhibit No 10": Also five (5) mountain Lots, Nos 2, 9 & 5, of the Whitmore lands, and two (2) of the Fox Blentt Lands, containing about One hundred and thirty (130) Acres of land, more or less, and described in "Exhibits Nos. 11, 12, 13 & 14", now filed, which Home Farm of fifty-two (52) acres and Mountain Lots are devised in his last Will and Testament to his daughters Mary Jane Staley, Alphy E. Stall, Cora J., Laura A., Emma L., Martha A., Jessie M., and Lena Kate Zimmerman

9th Int. I look at Exhibits Nos. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 & 14" now her shown me: They correctly describe said Real Estate.

10th Int: Waived, as to this deponent.

11th Int: It is worth about Thirteen hundred dollars (1,300 \$).

12th Int: It cannot be divided, amongst the parties interested without great loss and injury; and it would be for the benefit and advantage of all the parties concerned, infants, as well as adults, that the said real estate should be sold, and the proceeds distributed among the parties entitled according to their respective rights under the said last Will and Testament-

13th Int There is no particular person to look after and take care of said property, and the mountain lands would be considerably depredated on, and therefore the sooner it is sold, the better for all the parties.

Wherefore, 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 20th day of March A. D. 1882.

William B. Skelton Commissioner

Complainant's Costs.

Wm. B. Skelton, Commr., fees,	\$ 12.00
Robert Barrick, Shff., do,	1.20
Albert W. Buntehart, attor & mileage	1.25
William Mc Leaga, attendance	.75

William B. Skelton Commissioner

Ret^d and filed March 29, 1882

Testimony