

## No 3992 Equity

8<sup>th</sup> Q<sup>nt</sup>:

Can the real estate of which Mary E. Shreve, died, seized and possessed in the State of Maryland and before described, be divided amongst the children and heirs of Mary E. Shreve without loss and injury? and give your reasons.

Answer: They cannot, There is but one set of buildings, and the lands are not susceptible of division into so many parts without great loss.

9<sup>th</sup> Q<sup>nt</sup>:

Should it not be to the interest and advantage of the said children and heirs of the said Mary E. Shreve infants as well as adults, to sell the said land and divide the proceeds arising from the sale thereof among the said heirs? Give your reasons for this opinion fully.

Answer: It would - from the very fact that that the land is not susceptible of so many divisions and it could not be held in common so as to be satisfactory to all the parties, and there might be difficulty in getting them all to agree to needed repairs &c., whereupon (the defendant's Solicitor having declined to cross examine the said witness) Richard H. Jones, a witness of lawful age being sworn and examined to the interrogatories aforesaid, deposes and says - to the

1<sup>st</sup> Q<sup>nt</sup>:

State your name, age and place of residence.

Answer: My name is Richard H. Jones, I am sixty nine years of age, and reside near the mouth of Monocacy, in Montgomery County, about fifteen miles from Frederick City.

2<sup>nd</sup> Q<sup>nt</sup>:

Do you know the parties to this suit, if yea, how long have you known them and each of them?

Answer: I do - and have known them for several years.

3<sup>rd</sup> Q<sup>nt</sup>: Did you know Mary E. Shreve late of Montgomery County deceased, and if yea, is she living or dead, and if yea, when and where did she die?

Answer: Yes, I did know her, she is dead, she died in Montgomery County at her residence near the mouth of Monocacy in the autumn of the year Eighteen hundred and fifty five.

4<sup>th</sup> Q<sup>nt</sup>: Did said Mary E. Shreve leave a husband surviving her, if yea, is he living or dead, and if dead, when and where did he die?

Answer: She did have a husband, he is dead, he died in the autumn of the year 1861, at his residence, the same place where Mrs Mary E. Shreve died.

5<sup>th</sup> Q<sup>nt</sup>:

Did Mary E. Shreve leave any children surviving her at the time of her death, if yea, give their names ages, residence, if any married, the names of their husbands and wives - and if any of said children have since died, state which and when, and if any left children give the names of said deceased child or childrens children, their ages and places of residence - also give the names ages and residence of the children of Charles W. Shreve and Anna O. Shreve who married John E. R. Wood.

Answer: She did have children, viz: Daniel T. Shreve, Benjamin F. Shreve, Charles W. Shreve, Thomas J. Shreve, Mary Esther Shreve, Ann Olivia Shreve and Arthur B. Shreve, all of said children now living are over the age of twenty one years and they all reside in the State of Maryland except Arthur B. Shreve who has been residing in Missouri, but now, your deponent believes is residing in the State of New York, Daniel T. Shreve, who is now dead married in his lifetime Margaret C. Jones who is now living, Charles W. Shreve married Ann E. Jones who is now living Thomas J. Shreve, who is now dead was, in his lifetime, married to Rosalie Felgham and who is now living. Ann O. Shreve is married to John E. R. Wood and she and her husband are now alive, Benjamin F. Shreve and Arthur B. Shreve are living and have never married. Mary E. Shreve died unmarried, without issue about the year 1862 or 1863. Daniel T. Shreve in the autumn of 1873 leaving the following children viz: Richard F. Shreve, Ann G. Shreve, Daniel J. Shreve Benjamin Shreve, a daughter named Belle Shreve who died in the autumn of 1878, Carroll A. Shreve, Thomas J.