No 4665 Equity

6. Is or is not said real estate susceptible of division without loss or injury to the parties interested; State your reasons for the opinion you entertain on this subject.
7. Would or would it not be for the advantage and interest of the said infants to sell the said real estate and divide the money in proportion to their respective rights; If yea, State the facts and Circumstances which lead you to the opinion you entertain on this subject
8. State the Value of the real estate you have described in your testimony

C. T. S. Levy
Solicitor for Complainant.

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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, & empowering me to examine witnesses in the Cause therein depending between Mary E Black next friend of Henry S Black and Margaret E Black as Complainant and Henry S Black and Margaret E Black as Defendants, I, William B Nelson, Commissioner therein named, did, on the 20th day of December A D 1881, at my Office in Frederick City, Maryland, then and there in the presence of the Solicitor for the Complainant proceed to take the following testimony, to wit.

The Complainant filed with the Commissioner as evidence Exhibited Nos 1. 2. 3. 4. 5. 6. 7. 8. 9. 10 11 & 12. which are herewith returned by the said Commissioner

Samuel Geisbert a witness of lawful age, produced upon the part of the Complainant 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 the parties and I have known them for a number of years

2d Int. I was. He is dead, He died in Frederick County Maryland on the 4th of January 1881.

3d Int He did, his name is Mary E Black aged about thirty Seven (37) years and in good health and residing in Frederick County Maryland.

4th Int. He did, He left the following Children, namely: Henry S Black and Margaret E Black both infants under the age of twenty one years. unmarried and residing in Frederick County Maryland.

5th Int. He died. I look at Exhibits Nos. 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11 & 12. now here Shown me. He owned the real estate described in Exhibit No 1. He owned the property described in Exhibit No 2. except that described in Exhibits 3 & 4. He sold the property described in "Exhibit No 5." to Augustin Short who failed to pay all the purchase money and another proceeding has been instituted in the Circuit Court for Frederick County, to Sell that real estate, At the time of his death he was Seized of the land described in "Exhibit No 6. except the land sold to John J Coum and described in "Exhibit No 7." He owned the property described in "Exhibit No 8." The property described in "Exhibit No 9" he sold to Joseph Armon, who has failed to pay the purchase money therefor and who I think holds possession of said property. He owned the land described in "Exhibit No 10." except that described in Exhibit No 11. He was also Seized and possessed of the property described in a deed from George H Shaw & wife dated the 31st of May 1880 and marked "Exhibit No 12."

6th Int. It cannot be divided without least injury to the parties interested, because the property consists of Several parcels of land, which are incapable of division equally amongst the parties.