

No. 4879 Equity

which are herewith returned by said Commissioner.

George W. Gittings a witness of lawful age produced on the part of the complainants being duly sworn and Examined to Interrogatories filed with the Commissioner by the Counsel for the complainants and herewith returned deposes and says

To the 1<sup>st</sup> Interrogatory

1<sup>st</sup> Ans. My name is George W. Gittings; my age 73 years; I reside in Liberty Frederick County and my occupation has been that of a farmer.

To the 2<sup>nd</sup> Inter

2<sup>nd</sup> Ans. I know all the parties to this suit and have known them for some years

To the 3<sup>rd</sup> Inter

3<sup>rd</sup> Ans. The Defendants George Levi Ecker, Albert W. Ecker, Thomas C. Ecker, Carrie Belle Ecker and Clarence J. Ecker are infants under twenty one years of age and they all live in Frederick County Maryland except George Levi Ecker who lives in the State of Ohio

To the 4<sup>th</sup> Inter

4<sup>th</sup> Ans. The said parties are seized and possessed of real Estate situated in Frederick County Maryland as tenants in Common and the said Mary E. Ecker has a dower right or a right in lieu of dower in the same. They are the grantees in "Exhibit No 1" now shown me

To the 5<sup>th</sup> Inter

5<sup>th</sup> Ans. I look at "Exhibit No 1." The land therein described is part of the real estate of which the said parties are seized and possessed as tenants in Common

To the 6<sup>th</sup> Inter

6<sup>th</sup> Ans. I hold a mortgage on said land of which "Exhibit No 3" now shown me is a certified copy; and Mr. Henry Swope holds a mortgage on the same land. These are all the liens that are on it.

To the 7<sup>th</sup> Inter

7<sup>th</sup> Ans. I think it would be to the interest and advantage of the widow and the infants to this suit to have the said one acre or less of land sold to the Board of County School Commissioners of Frederick County for a school house at the rate of \$100.<sup>00</sup> per acre and the proceeds applied to the payment in part of the said mortgage for the reason that such price is greater than could otherwise be gotten for that quantity of land; and because it will reduce the incumbrances on their land, and because of the further incidental advantage to the rest of the land by reason of the proximity of a school house

To the 8<sup>th</sup> Inter

8<sup>th</sup> Ans. I am willing to release from my mortgage the said one acre or less of land.

Henry Swope a witness of lawful age produced on the part of the complainants being duly sworn and Examined to the Interrogatories filed with the Commissioner by the Counsel for the complainants and herewith returned deposes and says

To the 1<sup>st</sup> Inter

1<sup>st</sup> Ans. My name is Henry Swope; my age 66 years, I live near Liberty in Frederick County; have no particular occupation at present but have been a farmer and merchant

To the 2<sup>nd</sup> Inter

2<sup>nd</sup> Ans. I know the parties to this suit and have known them for some years

To the 3<sup>rd</sup> Inter

3<sup>rd</sup> Ans. The Defendants George Levi Ecker, Albert W. Ecker, Thomas C. Ecker, Carrie Belle Ecker and Clarence J. Ecker are infants under twenty one years of age and they all live in Frederick County Maryland except George Levi Ecker who lives