

No. 4879 Equity

in the State of Ohio

To the 4th Inter

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

To the 5th Inter

5th 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 6th Inter

6th Ans. I hold a mortgage on said land of which Exhibit No 2. now shown me is a copy, and I believe Mr George W Gittings holds another on the same land. These are all the liens on it as far as I know

To the 7th Inter

7th Ans. I think it would be to the interest and advantage of the widow and the infants in 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 site for a school house at the rate of \$100.⁰⁰ per acre and to have the proceeds applied to the part payment of 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 liens by that much and because of the further incidental advantage in enhancing the value of the rest of the property by reason of having a school house near

To the 8th Inter

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

Whereupon there being no further time required for the production of testimony and there being no other witnesses to be examined, the Commissioner closed the said Commission and herewith returns the same under his hand and seal this twenty eighth day of April in the year Eighteen Hundred and Eighty three

Clayton O Keady (Seal)
Commissioner

Costs of Aforegoing Commission

C. O. Keady Com' fee	\$10.00
Robert Barrick Staff	.50
Geo W Gittings Witness Mil & attention	1.95
Henry Swope " " " "	2.15
Clayton O Keady (Seal) Commissioner	

Filed April 28th 1883

Mary E Ecker, Henry Swope
Geo W Gittings and others
vs
Allest W Ecker
Thomas C Ecker and others

No 4879 Equity
In the Circuit Court for
Frederick County
Sitting as a
Court of Equity

The Commission returned in the above entitled case having lain in Court for more than thirty days and the Bill, Exhibits, answers, pleadings and testimony having been read and considered by the Court and it being the opinion of the Court that it will be for the interest, benefit and advantage of all the parties