

No. 5417 Equity

(6) Benjamin Hobbs whose wife's name is Elizabeth both adults and residents of Frederick County. (7) Elizabeth C. Hobbs, an unmarried adult who lives in Frederick County - (8) Rebecca Agnes Hobbs, an unmarried Adult who lives in Frederick County - (9) Lydia Riddlemose who is of unsound mind, the wife of Alfred Riddlemose both Adults and lives in Frederick County. Since the institution of these proceedings she has been taken to Mt. Hope Retreat in Baltimore County. (10) Charles F. Hobbs who is of unsound mind whose wife's name is Martha, both adults. He is at Mt. Hope Retreat in Baltimore County and she lived in Frederick County at the time the summons was served. (11) Mary Walter (widow), an adult who lives in Prince George's County, Md

8 Int. State whether or not the said lands and the Mountain Lot, described as Exhibits J. H. S. Nos. 1, 2 & 3, or the rights interests or estates therein can be divided among the parties without loss or injury? and whether or not in order to make a division thereof, a sale would be necessary and your reasons?

Testimony

Ans. Said lands are not capable of being divided without great loss and injury because it consists principally of a farm with but one set of buildings and the parties are too numerous. The only way to divide their interests is to sell the lands and divide the money.

To the Gen. Int. by the Examiner -

Ans. I do not -

J. A. Elder -

Christian J. Zacharias, a Witness of lawful age produced on the part of the Plaintiffs being duly sworn and examined to Interrogatories deposes and says as follows -

1st Int. State your name, age and residence?

Ans. Christian J. Zacharias; 39 years; Emmittsburg -

2d Int. Do you know the parties to this suit? and if yea how long?

Ans. I know them and have known them for a number of years

3d Int. Did you know John Hobbs, Eleanor Hobbs and John F. Hobbs and were they related and if so how? Are they living or dead, and when and where did they die?

Ans. I knew them. John and Eleanor were the parents of John F. Hobbs. They are all dead. They all died in Frederick County, John F. died about 1872, John Hobbs (the father) died about 1879 and Eleanor died in February 1881.

4th Int. Did they die Testate or Intestate?

Ans. John Hobbs and John F. Hobbs left Wills of which Exhibits H and I, now shown me are copies, Eleanor died Intestate

5th Int. State whether or not John Hobbs owned any real estate at the time of his death and if yea, look at Exhibit A. & B. now shown you and state whether or not they describe said real estate and give its value.

Ans. He did. I look at said Exhibits. Exhibit A. less that in Exhibit B. describes it. It is worth about \$3000 per acre.

6 Int. State whether or not John Hobbs and Eleanor Hobbs owned any real estate? If yea, look at papers now shown you marked Exhibits C, D, E & F. and state whether such real estate is therein described, and its value.

Ans. - They did. I look at said Exhibits and they describe it, & less E, F & G is worth about \$3000 -

7 Int. State whether or not said lands and the Mountain Lot, described in Exhibit J. H. S. Nos. 1, 2 & 3 or the rights, interests or estates therein

Testimony

Plat Exhib