

Testimony

## No. 6924 Equity.

Testimony

wife is Jennie L. Schroyer, a nephew Edward Schroyer unmarried a niece Nannie V. Gager who is married to Lewis F. Gager, children of a deceased brother Lawson Schroyer. A niece Mary M Hooper whose husband is William Oscar Hooper. A nephew George B. Schroyer whose wife, is Laura Schroyer, children of a deceased brother Daniel Schroyer.

A nephew Josiah D. Hoffman whose wife is Amanda Hoffman a niece Nellie M. Conkey whose husband is Montgomery M. Conkey children of a deceased sister Mary Hoffman.

A nephew Sylvanus Moser whose wife's name I do not know; a nephew Romanus Moser whose wife's name I don't know. A niece Ida Mumford whose husband's name I don't know; a niece Clara Shedden whose husband's name I do not know; children of a deceased sister Susan Elizabeth Moser.

The Brothers and sisters, nephews and nieces above mentioned are all adults over 21 years of age and are all residents of Frederick County Maryland, except Nellie M. Conkey and husband, Josiah D. Hoffman and wife, Sylvanus Moser and wife, Romanus Moser and wife Ida Mumford and husband, Clara Shedden and husband and Sarah Eckard who are now residents of this state and reside in the far west.

5th Int. Do you know the real estate of Caroline Schroyer died seized and possessed of an undivided one half interest.

5th Ans. Yes - It is situated in Catoctin District near Pleasant Walk in Frederick County, Maryland, at the time she died, she had an undivided one half interest in about 42 or 43 acres as near as I remember "Exhibit A." is read to me and it described the property as conveyed to Caroline Schroyer and Catharine A. Schroyer (now Catharine A. Fry) by my brother Lawson Schroyer Trustee. A portion of the land conveyed by this deed was sold off by the two sisters during Caroline Schroyer's life time. Exhibits B. and C. are read to me and they describe correctly the portion sold off.

6th How did your two sisters hold this land?

6th Ans. They held it together each an undivided one half, and when my sister Caroline died her share descended to her heirs at law.

7th Int. Is it possible to divide the one half interest of Caroline Schroyer deceased among the heirs at law without loss and injury?

7th Ans. It would be impossible with great loss.

8th Would it be to the advantage of all to have the property sold and the proceeds divided?

8th Yes, It would.

9th Could the parties at interest agree to the sale of this property without the proceedings?

No. As far as I know they could not.

In answer to the general Interrogatory propounded by the Examiner Ans. None to my recollection.

Lewis W. Schroyer.