

No. 7107 Equity

Testimony &c.

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in her lifetime, I married her daughter, Ida. Mary S. Harman died in or about August 28th 1887, intestate, leaving a husband Christian Harman surviving her, and the following are her heirs at law; Ida Heddle a daughter who is my wife and is an adult residing in Thurmont, this County, Eugenia L. Rouzer an adult daughter who is the wife of Daniel R. Rouzer and resides in Thurmont, Frederick County, Maryland, John Harman, an adult son residing in Richmond, Michigan, Charles H. Harman, an adult son, who is married and whose wife's name is Catharine Harman, and who resides in Lemonsville, Pennsylvania, Flora More an adult daughter who is the wife of James More and resides in Waynesboro, Pennsylvania; And the following of Anna Martin a deceased daughter of Mary S. Harman viz: Harry Martin, an adult son who is married and whose wife's name is Laura Martin and who resides in Johnstown, Pennsylvania, Anna Key Freze an adult daughter who is the wife of Luther Freze and resides in Frederick County, Maryland, and the children of Jane Scott a deceased daughter of Mary S. Harman viz: Walter Scott an adult son whose wife's name is Emma Scott and who resides in Harrisburg, Pa. Robert L. Scott an adult son whose wife's name is Myra Scott and who resides in Philipsburg Pa; Howard Scott an adult son whose wife's name is Fannie Scott and who resides in Jersey Shore, Pa. Joseph Scott an adult son Albert Scott an adult son and Anna Scott an adult daughter all residing in Philipsburg, Pennsylvania, Jessie Scott an adult daughter who resides in Bogota, South America; and Edward R. Scott mentioned in the bill as Edward Scott a son who at the time of the filing of the bill was under the age of 21 years but it now an adult residing in Philipsburg, Pa. and Rhoda Scott an infant daughter about 18 years of age residing in Philipsburg, Pa.

Anna Martin above mentioned died in the lifetime of her mother but Jane Scott the other deceased daughter mentioned died about 3 years ago after the death of her mother Mary S. Harman and left a husband, Samuel J. Scott who is still living in Philadelphia, Pa.

Mary S. Harman at the time of her death was seized of certain real estate in Frederick County, Maryland, consisting of a house and lot situated in Thurmont, Md, which is correctly described in "Exhibit A" filed in this cause which I have just examined, Christian Harman the surviving of Mary S. Harman died the 20th day of November 1877.

This real estate cannot be divided among the parties entitled, without loss and injury as it is a single house and lot in town and the parties are numerous, Charles H. Harman one of the heirs of Mary S. Harman and entitled to an undivided $\frac{1}{7}$ interest assigned all his interest in the property by an instrument in writing dated March 6th 1873 and recorded among the Land Records of Frederick Co. the original of which is filed in this case as "Exhibit B." The name of Charles Harman subscribed to this instrument is his genuine signature and was written by him in my presence.

John Harman one of the heirs of Mary S. Harman deceased all of his undivided $\frac{1}{7}$ interest to Daniel R. Rouzer in the said Real Estate by his deed or contracts of conveyance recorded among the Land Records of Frederick County, Md. certified copies of which are filed in this case