No. 7138 Equity.

Testimony &c.

Exhibit "A" to the Bill filed with the Examiner and marked Exhibit "No. 2."
4th Was the said John Clark married and if yea, is his wife living or dead.
Ans. He was, his wife died before he did.
5th Did you know James Miller Clark? is he living or dead and whose son was he?
Ans. I did, he is dead, he was a son of John Clark and he died March 26th 1899.
6th Was he married and if yea did he leave a widow surviving him and did he have any children and legal heirs and if yea. give their names, and residence?
Ans. He was married, his wifes name is Margaret Clark, he left the following children as his heirs at law. John H Clark, an adult son, whose wife, name is Emma Clark, Ida Cromwell an adult daughter whose husbands name is Robert Cromwell, Catharine Anderson an adult daughter whose husbands name is Albert Anderson, Sarah McKissick an adult daughter whose husbands name is Lewis P. McKissick, Charles Clark an adult son Mary H. Curry an adult daughter whose husbands name is Lewis P. McKissick, Charles Clark an adult son, Mary H. Curry an adult daughter whose husbands name is James M. Curry, David Clark an adult son, Howard Clark, an adult son, Nelson Clark a son under the age of twenty one years, all of whom reside in Frederick County, Maryland, James E. Clark an adult son whose wifes name is Annie Clark who resides Carroll County Maryland. These are all the children and heirs at law of the said James M. Clark.
7th You know the property of which the said James M. Clark, died seized and possessed, which his heirs, now hold as tenants in common. If yea describe its quantity, quality, situation and value?
Ans. I do, it is a farm of about Eighty acres situated in Eylers Valley, Frederick County, Maryland, it is worth about one thousand dollars.
8th. Is or is not the said property capable of being divided among the parties thereto without loss or injury?
Ans. It would not.
9th Would it or not be for the best interest of all the parties to have the said property sold and the proceeds divided among the parties entitled thereto?
Ans. It would be for their best interest to have it sold and the proceeds divided. It is incapable of division and is depreciating in value all the time.
To the General Interrogatory propounded by the Examiner
Nothing further.
Wm. P. Eyler

James E. Clark a witness of lawful age produced on the part of the Plaintiff being first duly sworn deposes and says as follows.

1st. State your name, age & residence and do you know the parties to this cause?
James E. Clark, I am 33 years old, I reside in Carroll County, Maryland, I do, they are my brothers and sisters. I am one of the heirs at law myself.
2nd Did you know John Clark in his lifetime, is he living or dead & if dead when did he die?
Ans. I did he was my grand father. He died in the year 1892.
3rd. Was he seized & possessed of any real property in Frederick County Maryland, and if yea does Exhibit No. 2 now shown you correctly describe said property.