Testimony vs.

No. 7411 Equity.

Charles W. Sellman and Mary Catharine Sellman, his wife et al
vs
Minnie May Sellman, Emma Elizabeth Sellman and others

No. 7411 Equity.

In the Circuit Court for Frederick County sitting as a Court of Equity.

Testimony

In pursuance of the annexed order of the Court and notice given me by the Solicitor for the plaintiffs in the above entitled cause, I, Clayton O. Reedy one of the regular Examiners of said duly appointed qualified and sworn having assigned the 3rd day of September A.D. 1901 at my office in Frederick City, Md. as the time and place for taking the testimony in this cause and having given due notice thereof to the parties concerned did at the appointed time and place proceed to take the following testimony to wit:-

The Plaintiffs filed with the Examiner as evidence Exhibits Nos. "1. 2. 3 & M. G. U." which are herewith returned by the said Examiner.

William T. Norwood a witness of lawful age produced on the part of the Plaintiffs being duly sworn and examined viva voce deposes and says as follows:-

My name is William T. Norwood, my age is 46 years, I reside at Ridgeville Maryland, I know all the parties to this suit. I knew Rufus Sellman in his lifetime. He died in Frederick County, about nine years ago and left no will. He died seized and possessed of two parcels of real estate, one in Frederick County containing 24½ acres described in a deed a copy of which is filed as Exhibit No. 1 now shown and the other in Montgomery County containing about 110 acres and which is described in the deed of which Exhibit No. 2 is a copy.

The Frederick County place in my opinion is worth $1200. or $1500.- and the Montgomery County property I think it worth $12.00 per acre.

The said Rufus Sellman died leaving a widow named Sarah E. Sellman who is now dead and who was buried on August the 13th last and the following children, viz:-

(1) Lucy Norwood wife of Wm. T. Norwood the present witness,
(2) Amanda E. Gilbert wife of George H. Gilbert,
(3) Rufus Willis Sellman who died in November 1900 leaving a widow named Laura R. Sellman who is under forty years of age, I think and the five following children:-
(1) Minnie May Sellman,
(2) Emma Elizabeth Sellman,
(3) Clarence Eugene Sellman,
(4) Willis Day Sellman and
(5) Francis E. Chaney wife of John T. Chaney and
(6) Eliza S. Remkes wife of Samuel L. Remkes all whom are adults.

The said real estate is not susceptible of partition among the parties interested without loss and injury and it would be to the benefit and advantage of all the parties to have said real estate sold and the proceeds divided.