

Testimony re.

No. 7387 Equity.

have been contracted to be sold to various parties as follows - Lot No. 2 to C. F. Lambert for \$100.00, Lot No. 3 to Mrs. Mary E. Kirkman for \$102.00 Lot No. 4 to Mrs. Mary E. Kirkman for \$104.00, Lot No. 5 to J. O. Lyden for \$100.00 Lot No. 6 to C. C. Waters for \$150.00 Lot No. 7 to C. C. Waters for \$120.00 Lot No. 8 to J. O. Lyden for \$768.00 Lot No. 9 to Mrs. Mary E. Kirkman for \$60.00 These lots with the exception of lots No. 8 and 9 are 66 feet front and 165 feet deep and are supposed to contain one fourth of an acre of land. Lots 8 and 9 are 99 feet front and 67.9 feet deep. The prices as noted above that these lots have been contracted to be sold for are fair and reasonable and it would be to the best interest and advantage to all the parties to this cause and to the infant defendants interests for the Court to ratify and confirm the contract of sale the agreement of sale also provides that the purchasers of all lots from one to twenty should have the right of way for purposes of ingress over 15 foot alley and 30 feet street to reach each clay street as shown on said plat filed as Exhibit No. 3 to the bill. That the 15 foot alley is a part of the original "Mine Bank Farm" and 30 N. Street is also a part of Mine Bank farm and a part of the parts of lots purchased by Lloyd D. Smart for W. S. Thomas & others and described in the deed heretofore filed with the Examiner & marked Exhibit #4 and heretofore filed in Kanawha Avenue from 30 feet Street to Frederick Road as shown on plat.

Gen'l Int.

To the Kinne interrogatory propounded by the Examiner.

Ans.

Nothing more.

McGill Belt

Exhibits Nos. 1, 2, & 3. to the Bill filed with the Examiner as Evidence in this cause. Whereupon there being no other witnesses to be examined and no further testimony being required for the production of testimony the said Examiner hereby certifies that the foregoing are the true and original deposition in this cause as the same were taken to and signed by the several witnesses in this cause respectively, and I herewith return the same enclosed to your Honorable Court.

Witness my hand and seal this 25th day of July A.D. 1901.

Albert S. Brown, Exr.
Examiner

Costs of the foregoing testimony

Albert S. Brown, Examiner 2 days \$8.00

Mrs. Mary E. Smart. Witness 1 day & mileage 6.25

McGill Belt. Witness 2 days

3.00
\$17.25

Certified to

Albert S. Brown,

Examiner.

Filed July 17th 1902.