No. 8223. Equity.

residing in Washington D. C. a Son Charles H. Miller who died about 1895. leaving a widow, Fannie E. Miller who is about 42. years of and lives in Frederick. Maryland and two infants Children:-

(1). Edith Miller and

(2) Marion S. Miller. both whom reside with their mother in Frederick. Md.

That property. is worth about $1800= It is not susceptible of division among the parties without loss and injury and I think it would be to the benefit and advantage of the parties to have the Same sold and the proceeds divided among them The improvements on it are very ordinary and beyond any particular repairs.

To the Gen. Ext by the Examiner

ans:- I do not.

John S. Lansburg.

Marcus Wertheimer. 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 Marcus Wertheimer. my age is 60 years:- I reside on East Church street in Frederick Md. I know all the parties to this cause. I knew Mrs Lydia A. R. Miller; she is dead: she died about 20 years ago. she died seized and possessed of a house and Lot East Church street in Frederick Md. which is described in Exhibit "A" now shown me. I knew Lewis H. Miller, the husband of Lydia A. R. Miller. He died in oct. 1907.

Lydia A. R. Miller left surviving her as her only heirs at law and next of kin as follows:-

(1). A son. Clarence E. Miller. and adult who is unmarried and who lives in Frederick. Md.

(2). A daughter Leanora C. Miller who is an adult residing in Frederick. Md.

(3). A son John L. R. Miller who is married to Catherine Miller. his wife both of whom are adults residing in Washington D. C.

(3) A daughter. ~~Katie~~ S. Reed whose husband's name is Oscar V. B. Reed, both of whom are adults residing in Washington D. C.

(4). A son Chas. H. Miller and adult son who died in Fred^k Md. in 1895. intestate leaving a widow, Fannie E. Miller who is about 42 years of age and resides in Frederick, and two infants Children viz:-

(1) Edith Miller