

No. 7769. Equity.

depositions that is to say.

Present Mr. Samuel A. Lewis, of Sol.

for the Plaintiffs.

Geo. E. DeLauter, 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, and the land in question. State all you know in reference thereto?

Ans

George E. DeLauter. I am 29 years of age and I reside at Highfield, Washington County, Maryland. I knew all the parties to this cause and the land in question. It is correctly described in Exhibit No. 1, filed in this cause. I knew John Gall in his life-time. He died intestate, on or about October 1903 and left surviving him a widow Susan Gall who lives in Washington County, Maryland, and the following children an adult son Charles M. Gall whose wife's name is Anna M. Gall they reside in Pennsylvania; an adult son Joseph Gall, whose wife's name is Carrie Gall; an adult daughter Bertha Fitz - whose husband's name is Charles Fitz -; an adult daughter Rose Hagaman whose husband's name is Harry Hagaman, and an adult daughter, Nora DeLaughter. I am the witness now testifying; all of whom wife's name is Beula Gall; an adult son William H. Gall whose wife's name is - Gall; an adult son Howard H. Gall and - Gall his wife, they reside in the State of Hawaii; Emma Williard an infant daughter of Elizabeth Gall, a deceased adult daughter of John Gall, who intermarried with Joel Williams who reside with her father in Frederick County, Maryland John Gall at the time of his death, was seized and possessed of 54 acres of land in Frederick County Maryland which fully & correctly described in Exhibit No. 1, filed in this cause, the said real estate is worth probably \$400 = or \$500 = It is not capable of being divided amongst all the parties entitled thereto without loss or injury. It is mountain land and with no improvements of any consequence. It would be to the interest and advantage of all the parties especially the infant defendant that the real estate in question be sold and the proceeds divided under the direction of the Court. There is no one to look after the property, and the income from it would be so small that after paying taxes there would be nothing left to divide. In my opinion it ought to be sold.

Swell Ind. To the General Interrogatory propounded by the examiner. (ans) Nothing more.
Geo. E. DeLauter,

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