

NO 8521 Equity.

in Exhibit A. Consists of about of 93 acres of land situated in Frederick County, Maryland, about 1 1/2 miles northward of Brunswick. I should say this land is worth about \$8,000.00 Mr William S. Flook also owned in his life time a tract of Mountain land of about 11 acres, described in Exhibit B. to the bill. This land is located in Washington County close to the Frederick County line. I have never seen this land but the value of land in that locality would be about \$10.00 an acre.

William Sundry Flook was the owner of this land that I have mentioned in his lifetime and at the time of his death. He died intestate about the 4th of June 1909 and left surviving him a widow, whose name was Emma J. Flook and she also is dead, having departed this life on the 21st day of January, 1910. He also left surviving him the following children, who are his heirs at law:

An adult Son, Dr. Charles Flook, whose wife's name is Rena S. Flook; an adult Son, Wilbur S. Flook, who is unmarried at this time; an adult daughter, Nora J. Keef, whose husband's name is Russel W. Keefauer; an adult daughter, Maggie E. Ausherman, whose husband's name is Dr. Edward Ausherman an adult daughter, S. Grace Arnold, whose husband's name is J. Claude Arnold, and an infant Son, J. Ridgely Flook, now about 15 years of age. These are the parties Plaintiff and defendant in this cause. All of these children are residents of Frederick County, Maryland.

The land mentioned in Exhibits A. and B. to this bill is not susceptible of division among the parties entitled thereto without loss and injury, and it would be to the best interest and advantage of all the parties to this cause, especially the infant defendant, to have the same sold under a decree of the court and the proceeds of the said sale divided among them. If these parties hold this land it would have to be rented out and returns from it would be comparatively small and the property would deteriorate in value, the fencing would get into bad repair, and there is no one to especially look after it, and for these reasons, I say it would be much better to sell it and divide the proceeds.

To the General Interrogatory

A. Nothing further

Signature waived

1 day
5 miles

Charles Westheimer, a witness of lawful age, produced on the oath of the Plaintiffs, being first duly sworn and examined viva voce, deposes and says as follows: