NO. 8592. Equity

among the parties in interest without loss and injury thereto because the majority of the parcels of land are mountain lands of very unequal size and value and it would be impossible to get a fair valuation of the respective parcels without a public sale.

To the Gen. Int. by the Examiner.

ans. I do not at present except that I have Service from the deed for the 14 a. & 106 perches and filed the same with the Examiner as Exhibit L.

Charles H. Brown.

Lewis D. Crawford 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 Lewis D. Crawford: my age is 41 years: I reside at Lanty, Frederick County, Md. and I know all the parties to this Suit:—

I knew Joseph B. Brown, late of Frederick County, Md. He is dead: He died about the last of February 1910. at his home in Frederick County and died intestate.

He left surviving him a widow, Diana Brown, who is now 82 years of age and resides in Frederick County, Md. and also the following children as his only heirs at law viz:—

(1) Martha Brown who is the wife of John J. Harbaugh
(2) Wilford Brown, whose wife's name is Annie Brown
(3) Charles H. Brown, whose wife's name is Kittie J. Brown
(4) Effie Lanty, who is the wife of John W. Lanty.
(5) Mary M. Ridenour who is the wife of Frederick N. Ridenour;— All of these children and their husbands and wives are adults over 21 years of age; and all reside in Frederick County, Md. except Wilford Brown & wife who resides in Ohio. Effie Lanty and husband who reside in Penna. as Mattie Brown and husband in Washington Co. Md. I know the real estate of which the said Joseph B. Brown died seized and possessed. It is correctly described in the several Exhibits A. B. C. D. E. F. G. H. & I. after deducting the portion described in the accompanying Exhibit. He also died seized and possessed of 14 a. 106 per situated in Frederick Co. Md. and adjoining the lands of James James L. Williard, D. and S. Monahan and Jeremiah Fisher for which he had a deed which was lost or mislaid before recording. The said lands of which died seized and possessed is further described in Exhibit K. filed with the testimony. The whole of said lands is worth in my judgment from $6500= to $9000=

The said estate is not susceptible of division