NO. 8620 Equity.

9 3/4 acres being part of the same tract conveyed to said Jermiah Martin from John Smith and wife by deed dated May 1- 1878. and recorded in Liber W.G. No. 10. folio 306.

Third A wood lot described in Exhibit No. 4. filed in this case. Containing 4 A. 1 R. and 5 3/10 perches as described in said Exhibit.

Fourth. A mountain lot. being part of "Gregors scheme" Contrary 9. A. and 25 perches. more or less. being described. in Exhibit No. 5. filed with the Bill.

Fifth. a mountain lot Containing 12 acres and 5 perches more or less. and described also in Exhibit 5. filed with the Bill. all of this real estate is worth in the neighborhood of $3000.00

The said real estate is not susceptible of division or partition among the parties now owning it without loss and injury thereto. and it would be to the interest and advantage of all the parties concerned including said infants for the same to be sold and the proceeds divided among them because the parcels are of very unequal value. there is but one of those parcels that has buildings on it. and that is worth more than all the rest Combined.

To the Gen Int. by the Examiner.
Ans I know of no other parties.
Harvey L. Zimmerman.

Mazzeppa A. Zimmerman. 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 Mazzeppa A. Zimmerman my age is 45 years. I reside in Frederick. Md. and am one of the Plaintiffs. I know all the parties to this suit I knew Jermiah Martin late of Frederick County deceased. He was my Father. I also know his widow. Mary Jane Martin she was my Mother. she is dead. she died Feb 11th 1910.

I know the real estate devised by the said Jermiah Martin in Exhibit No. 1. with the Bill in this cause to his widow. Mary J. Martin for life. and after his death to his children. William M. Martin. Mazzeppa Alice Martin (wife of Harvey L. Zimmerman) the present witness) and Minnie Myrtle Knee. (wife of Harry E. Knee) the said William M. Martin has since died leaving a widow E. Maude Martin and one child, L