

1108387. Equities

To me that they cannot live together in peace. Mrs Font has promised me that she would pay the taxes and told me she was keeping it in repair and cited the fact that she had gotten Mr Henry K. C. Fox to do some work for her, but by inquiring at the Tax Collectors office this morning, I learned that she has not paid either the State or County or the City taxes for the year 1908, and Mr Fox has testified that she has not paid his bill for repairs and he has obtained judgment against her for the same. The property is still further out of repair and will get worse if permitted to remain and I am very clearly of the opinion that it would be to the interest and advantage of all parties concerned. The infants as well as adults for said property to be sold and the proceeds divided as directed, under the direction of this Court, but as the interest of all are now vested, I can see no reason why the adults should not receive their shares of the estate as soon as the amounts are ascertained. I am also of the opinion that Mr DeGrange intended his grandson Herman Fletcher, to have the share of his father deceased, and it would have been so expressed clearly in the will, if I had known the facts, but Mr DeGrange was so extremely ill, and the business required such haste, that in the excitement incident to his extreme illness they neglected to tell me that one child was dead leaving a child. I will say that I also wrote Mrs DeGrange's will and settled her estate as her Executor, and when she sent for me in her last illness, shortly before her death to revise her will, she directed that provision should be made for \$200 of her estate to be set aside until her husband's estate was distributed and her Grandson Herman Fletcher's rights therein should be judicially determined, and if he should not be permitted to share in his father's estate then he should have this \$200 extra out of her estate. But the \$200 is very considerably less than his share in his Grandfather's estate would if he should get a child's share.

To the General Svt.

Nothing that occurs to me now.

Milton S. Urner.

Whereupon there being no other witnesses to be examined and no further time being required for the production of testimony the said Examiner hereby certifies that the foregoing are the original depositions in this case as the same were read over to the witnesses and signed by them respectively, and I herewith return the same enclosed to the Court.

Witness my hand this 6th day of March 1909

Guy H. Matter, Examiner

Costs of foregoing testimony.

}	Guy H. Matter	Examine 1 day	\$4.00
	E. H. Eckstein	witness	.75
	Henry K. C. Fox	"	.75

Certified to:

Guy H. Matter,

Examiner

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