

me. It is a certified copy of the deed from Thomas Hightman, Milton Slifer and William P. Maulsby, Trustees to my Father, Daniel McBride, and it correctly describes the property mentioned in the Bill of Complaint. My father Daniel McBride died the latter part of February last and he left surviving him no widow my mother having died five or six years ago, but the following children and heirs at law namely--Ames^M McBride, an adult son whose wife's name is Zella McBride; Callie M., a daughter, who intermarried with John C. Fleek; and the three infant children of Hannah F. Sheemaker, my sister, who died about two years ago; their names are Orpha, May and Mildred; and myself Oliver C. McBride. My wife's name is Annie C. McBride. The land mentioned in Exhibit A., is certainly not susceptible of division among the parties entitled thereto without great loss and injury and it would be to the best interest and advantage of all the parties concerned and especially to the infant defendants, namely, Orpha, May and Mildred Sheemakers, that the land mentioned in Exhibit A be sold under the direction of your Honorable Court and the proceeds divided among the parties thereunto entitled. In my judgment, this land is probably worth four or five dollars an acre. To the Honorable Interrogatory. Nothing further.

Oliver C. McBride.

Whereupon there being no other witnesses to examine and no further time required for the production of testimony, at the request of the solicitors for the Plaintiff, the said examiners closes the taking of the testimony and the said Examiner hereby certified that the foregoing are the direct and original depositions of the witnesses in this cause as the same were taken down in stenographic notes by Walter D. Mehrling, the Examiner's sworn clerk, read over to the witnesses and signed by them respectively; and the said Examiner herewith returns the same enclosed to your Honorable Court. Witness my hand and seal this 2d day of September A. D. 1913.

Albert S. Brown (seal)
Examiner.

COSTS OF THE ABOVEGOING TESTIMONY.

| | |
|---|---------|
| Albert S. Brown Examiner, one day | \$4.00. |
| Walter D. Mehrling, Examiner's Clerk, one day | 2.00 |
| Daniel Rehrback, witness, one day and mileage | 2.15 |
| Oliver C. McBride, witness, one day and mileage | 1.55 |
| Total. | \$10.20 |

Certified to A. S. Brown.
Examiner.

Additional Testimony taken by Albert S. Brown, Examiner, on the 6th day of October A. D. 1913, at the law office of the Examiner in Frederick City, Frederick County, Maryland.

Questions by Mr. Mathias.

Oliver C. McBride, a witness of lawful age, being sworn, and examined viva voce, deposed and says as follows--

In my testimony taken of the 2nd day of September, I neglected to testify as to my father dying intestate. I am the administrator of his estate and at the time of his death, I examined all his books and papers. I found no will among them and to the best of my knowledge, information and belief, my father Daniel McBride died intestate. To the general Interrogatory. A. Nothing further.

Oliver C. McBride.