

ment this property is worth about -250.00.

To the general interrogatory. A. Nothing further.

Chas. W. Harshman.

(Adjourned until March 7th, 1914, and examination resumed at the office of the examiner at 10 o'clock, A. M. Present--Mr. Mathias for the Plaintiff. No appearance for the defendant.)

Cyrus F. Fleek, a witness of lawful age, being duly sworn and examined viva voce, deposes and says as follows--

My name is Cyrus F. Fleek. I am a witness of lawful age and reside in Myersville Frederick County, Maryland. I know David L. Harshman during his lifetime. He resided near Ellettsen Frederick County, Maryland, and departed this life intestate on or about the 22nd day of December, 1913. During his lifetime and at the time of his death he was seized and possessed of several tracts of mountain land, lying and being in Frederick County, Maryland. I look at Exhibit, A B and C which are now handed me. They are certified copies of the deeds by which he acquired this property and they correctly describe this mountain land. David L. Harshman left surviving him a widow, whose name is Vada E. Harshman; a sister, Alta V. Gressnick, whose husband's name is Harvey R. Gressnick; a brother, Charles W. Harshman, a brother who is non compos mentis and who is at present an inmate at the Springfield State Asylum.

In my judgment the property mentioned in these proceedings could not be divided among the parties entitled without great loss and injury, and I believe it would be to the benefit and advantage of all the parties concerned and especially of Edward L. Harshman, the lunatic that this property be sold and the proceeds be divided among the parties entitled thereto. I believe this land would be worth in the neighborhood of between \$250. and \$300.

To the general interrogatory. Nothing Further.

Cyrus F. Fleek.

Whereupon there being no other witnesses to examine and no further time being required for the production of testimony, the said examiner hereby certifies that the foregoing are the true and original depositions, of the witnesses in this cause as the same were taken down in stenographic notes and subsequently typewritten by Walter D. Mehrling, the Examiner's sworn clerk, read 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 7th day of March A. D. 1914.

Albert S. Brown (seal)

Examiner.

COSTS OF THE AFOREGOING TESTIMONY.

Albert S. Brown, Examiner, two days	\$8.00
Walter L. Mehrling, Examiner's Clerk, two days	3.00
Henry L. Brundenburg, witness, one day	75
Charles W. Brandenburg, witness, 1 day and mileage	2.25
Cyrus F. Fleek, witness	75
Total	\$16.75

Certified to

A. S. Brown,  
Examiner.