

Genl. Int. To the General Interrogatory propounded by the Examiner.

Ans. No. I do not.

Jacob E. Fleek.

Floyd E. betts, a widow of Lawful age produced on the part of the Plaintiff being first duly sworn and examined viva voce deposes and says as follows--

my name is Floyd E. Betts, I am 25 years of age, and I reside at Pleasant Walk, Frederick County, Maryland. I know all the parties to this cause, they are my mother and my sisters and their husbands, and my young brother. I also know the land mentioned in these proceedings. I am the son of Josiah Betts, my father died intestate september 19 1902, seized and possessed of the real estate situate and being in frederick County, and which is correctly described so far as I know in Exhibits A B & C to the Bill of Complaint. My father sold off in his lifetime $8\frac{1}{2}$ acres of the land he got from Mr. Gernand described in Exhibits B to my uncle Samuel Betts and conveyed it to him by deed of which exhibit D is a copy. My father Josiah Betts left surviving him at the time of his death a widow, my mother, whose name is Annie N. Betts and who is now 54 years of age, and the following children, an adult daughter, Virgie V. whose husband's name is Clifford N. Schildknecht; an adult daughter Myrtle I., whose husband's name is Edward L. Keegle; an adult son Floyd E., (myself) and my wife's name is Eva B. Betts; and an infant son German B. Betts, now about 13 years of age, who lives with our mother. All of us live in Frederick County except my sister Myrtle I. Keegle, she lives with her husband in Washington county, maryland. No other persons other than the above named have any onterest in the real estate of Josiah Betts deceased.

This land is improved by a dwelling house and necessary outbuildings and also by a building used as a store. it is not susceptible of partition and division amongst all of us owning an interest in it without less and injury and it would be to the best interest and advantage of all of us, especially the infant brother, that the same be sold and the proceeds divided. The property is constantly in need of repairs, the fencing and buildings are deteriorating in value and there is no person specially charged with the duty of keeping it in repair and paying the taxes, and if these were the income from it would be practically all used for that purpose. It would be better to sell it. When my father died there was a mortgage on the place to David U. Betts, and the personal property left by my father was not sufficient to pay his debts and this mortgage. My mother has paid the interest and all of the principle of this mortgage except Seventy-five dollars, which she personally borrowed for the purpose of having the Mortgage released, and which still owes and which the estate ought to pay, together with whatever interest may have been paid by her on that seventy-five dollars. This property ^{is} in my opinion worth probably \$1600.00 or \$1700.00.

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Ans. No sir.

Floyd E. Betts.

Whereupon there being no other witnesses to examine and no further time being required for the production of testimony at the request of the solicitor for the Plaintiff the said Examiner closes the taking of testimony and hereby certified that the foregoing are the true and original depositions of the witnesses in this cause as the same were read over to and signed by them respectively, and the said Examiner herewith returns the same enclosed with the exhibits filed with him as evidence to Your Honorable Court. Witness my hand and seal this 8 day of December, A. D. 1910

Albert S. Brown, (Seal)

Examiner.

Cost of the foregoing testimony.

Albert S. Brown, Examiner one day		\$4.00
Jacob E. Fleek, witness 1 day, .75 mileage	\$1.30	2.05
Floyd E. Betts " " .75	\$1.50	2.05
Total		\$8.10

Certified to--A. S. Brown, Examiner.