

which is now filed with the Examiner in this case. This property is worth in my judgment about \$18,000.00 the amount we paid for it. It is improved with a brick dwelling house, a barn and several out-buildings, all somewhat in need of repair. The land cannot be divided in my judgment among the parties entitled without serious loss and injury to all the parties concerned and interested, and it would be to the benefit and advantage of the infant defendant, Pauline Harley, as well as to the other parties to this cause to have this land sold under a decree of the Court. The reason it would be to her advantage and benefit to have such a sale is that she would get her money sooner and it would be difficult to apportion out to her her share of the proceeds of the sale, and besides, the property is liable to deteriorate in value by reason of being out of repair and be less valuable by the time she becomes of age, and also, in the meantime it would be difficult to secure a suitable tenant. I own a one-half interest in this land myself, and the other one-half interest is owned by the heirs at law of my brother Henry T. Harley, who was a bachelor and who died intestate in or about the month of February, 1911. His heirs at law are as follows-- Myself, my wife's name being Mary Harley; we reside in Frederick County, Maryland; a sister, Mary Ann Willard, who lives in the State of Texas and who is a widow; the children of a deceased brother, George W. T. Harley, namely, Robert L. Harley, who is unmarried; William A. Harley, who is married and whose wife's name is Lizzie E. Harley; and Minnie E. Harley, who is unmarried; all of whom reside in Frederick County, Maryland; the children of Cornelius Harley, a deceased brother, namely, Margaret Harley, a daughter, who is unmarried; Harriet C. Harley, a daughter, wife of Samuel W. Holter; Julia Harley, a daughter, who is the wife of Ray Summers; Lucy Harley, a daughter; Willard Harley a son; and Pauline Harley, a daughter, all of whom are adult except Pauline Harley, who is an infant under twenty-one years of age; they all reside in Frederick County, Maryland; the children of Dr. John Harley, a deceased brother, namely, John Harley, a son, who is married, but whose wife's name I do not know; Lula Harley; Bertha Harley, and Margaret Harley, daughters, all of whom are unmarried and all of whom are adults, living in the State of Pennsylvania.

To the general interrogatory propounded by the Examiner--

Ans. Nothing more, unless it is this. My brother and I cut down all the timber on the land, being about 25 acres, that was fit for lumber and building purposes. We added 30 feet to our old barn and sold the rest of the timber to other parties to build two barns.

Josephus E. Harley.

Clinton Oscar Ramsburg, a witness of lawful age, produced on the part of the Plaintiffs, being first duly sworn and examined viva voce, deposes and says as follows-- My name is Clinton Oscar Ramsburg, I am 58 years of age, I reside on the farm mentioned in these proceedings and have lived there six years as tenant. I knew all the parties to the cause, some of them personally and some of them by reputation. I also knew Henry T. Harley in his life time. He died intestate in the month of February 1911. He left surviving him no widow and no children or descendants of children, but the following collateral relatives as his heirs at law--Josephus E. Harley, a brother whose wife's name is Mary Harley; they both live in Frederick County Maryland; Mrs. Mary Ann Willard, a sister and a widow, who resides in the State of Texas; the children of a deceased brother, George W. T. Harley, who died in the lifetime of Henry T. Harley, namely, Robert L. Harley, who is unmarried; William A. Harley, whose wife's name is Lizzie E. Harley and Minnie E. Harley, who is unmarried; they all reside in Frederick County Maryland; the children of Cornelius Harley, a brother who died in the lifetime of Henry T. Harley, namely Margaret Harley, a daughter, who is unmarried