

Thomas, executors.

Exhibit "A" filed with the Bill of Complaint filed with examiner as evidence.

J. Howard Allnutt, a witness of lawful age, produced on the part of the Plaintiffs, being first duly sworn, deposes and says as follows--

My name is J. Howard Allnutt; my age is 49 years, and I reside in Buckeystown District, Frederick County Maryland. I know all the parties to this suit. I knew Anna Mary Thomas in her lifetime; she is dead, having died in or about the month of December, 1913. I know the property mentioned and described in Exhibit A., a copy of which is now shown me, the same being a deed from Jacob R. Kline and Rebecca Kline his wife, to Mary Thomas and others. This deed describes the property which I understand Anna Mary Thomas had a life interest in. I know the property fairly well; it is situated in Urbana District, Frederick County; Maryland; I have always heard that it contains about one hundred acres of land.

Q. The bill filed in this case is for a petition and division of the funds arising from the sale of this property among the parties in interest; can you state whether or not it is possible to divide this property among the parties in interest without loss and injury?

A. In my opinion it wouldn't be advantageous to anybody to divide it, and it couldn't be done without loss and injury to the parties interested.

Q. Will you state what in your opinion this property is worth per acre.

A. As trustee of Mrs. Mary C. Thomas, who is one of the parties in interest in this case, I don't feel that I should place a valuation on it.

Q. Do you know the children of Anna Mary Thomas, and if so please name them.

A. I do; they are Mrs. John C. Padgett, Mrs. Flora May Day, Mary Catherine Thomas and Adelaide S. Thomas. Adelaide S. Thomas is dead; she was the wife of J. Fenton Thomas and she left surviving her the following children--Mary Bertha Nicodemus, Ada Elizabeth Thomas, Gertrude I. Beck, Bernard W. Thomas, Catherine Grace Thomas, C. Herbert Thomas and J. Fenton Thomas, Jr., the latter named as being an infant under the age of twenty-one years.

Q. State whether or not it would be to the interest, benefit and advantage of all the parties to this cause that the property mentioned in Exhibit A be sold and the proceeds divided?

A. It would be of benefit and advantage to all the parties for the property to be sold and the proceeds divided.

To the general Interrogatory?

A. Nothing further.

J. Howard Allnutt.

David D. Thomas, a witness of lawful age, produced on the part of the Plaintiffs, being first duly sworn, deposes and says as follows--

My name is David D. Thomas my age is 69 years, and I reside in Adamstown, Frederick County Maryland. I know all the parties to this suit. I knew Anna Mary Thomas in her lifetime; she is dead, having died in or about the month of December, 1913. I know the property mentioned and described in Exhibit A., a copy of which is now shown me, the same being a deed from Jacob R. Kline and Rebecca Kline his wife, to Mary Thomas and others. This deed correctly describes the property. I always understood that Anna Mary Thomas owned this property but I have learned just recently that the Court has decided otherwise. I know the property fairly well; it is situated in Urbana District, Frederick County, Maryland; I have always heard that it contains about one hundred acres of land.

Q. The bill filed in this case is for a partition and division of the funds arising from the sale of this property among the parties in interest; can you state whether or not it is possible to divide this property among the parties in interest without loss and injury?

A. In my opinion it wouldn't be advantageous to anybody to divide it, and it couldn't be done without loss and injury to the parties interested.

Q. Will you state what in your opinion this property is worth per acre?

A. I would say from \$40.00 to \$45.00 an acre.