No. 9752 Equity,

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for the Plaintiff to decree to take testimony, in said cause, I D,Princeton Buckey, one of the standing Examiners of this Court, for Frederick County, Md. duly appointed qualified and sworn, met at the law office of Frank L, Stoner Esq., in frederick City Md, on Satuarday the 27th day of April 1918, at the hour of #-O-Clock P.M. and then and thereproceedd to take the Following depositions, that is to say;-

Present-

Frank L, Stoner,Esq;
Slor for Plaintiff
and the Witnesses --

G. ClevelandTrout, one of the witnesses for the Plaintiff having first been duly Sworn deposes and says--

My name is G. Cleveland Trout I am 34 years of age, and reside in Frederick County, Maryland,

I know all the parties to this suit;- I knew John C, Pyle in his life-time he died February 14th 1918, intestate and was seized at his death of a tract of land, described in a deed from Mortdecai C, Jones, to John C, Pyle, recorded in Liber S,t,H.No 265, Folios 379, etc., one of the Land Records for Frederick County, Md.,

I look at Exhibit No,1 which i find correctly describes the property, less a small portion sold therefrom to 1, Byron Nicodemus which is correctly described, in Exhibit No,2, filed herewith. This Property is worth about $1000.

He left surviving him the following Named Children, his wife died before he did, who are his heirs at law, as follows ;- an adult daughter Pearle E. Trout I am her husband,an adult, daughter Cornelia B, Pyle, unmarried, an adult son Walter E. Pyle, unmarried, all of whom are complainants in this Cause All residents of Frederick County, Maryland,

The Defendants are an adult son, Ivan Pyle, umarried, a non- resident of the State of Maryland, and now engaged in Military service in France, we have written to him concerning the sale of the property, of which he is fully informed. and he is perfectly satisfied, that the property be sold under a decree of the Court, and if he is not killed that his share of the proceeds be sent to him. and adult son Warren Pyle, whois a non resident of the State of Maryland, residing somewhere in the west He is Married and his wife's name is Ida Pyle, residing at Thurmont Md, he and his wife have not lived to-gether for over # years, Warren was and is indebted to the estate in and amount that will equal his share in the estate,

the real Stateis not susceptible of division or partition between the parties, as it consists of a house and lot in Graceham, Maryland, and other outbuildings, and itis impossible to divide it, it is now unoccupied and depreciating in value, and the sooner sold the less loss, it will be,to the best interests and advantage of all the parties that the property be sold, and the proceeds, therefrom be divided among them according to their respective interests,

To Gen Interrogatory,

Ans-- No Sir.

G. Cleyland Trout,

Lester S, Birely, a witness of Lawful age, produced on the part of the Plaintiff having first been duly sworn- deposes and says,

My name is Lester S, Birely I am 33 years of age, and reside at Thurmont Md, I Know all the parties to this suit, and the names and residences given by H. Cleveland Trout, are correct.

I know the property mentioned in these proceedings, and described in Exhibit No 1, less the small tract sold off and deworibed inExhibit No.2,

This property is worth about $1200. The property is now standing idle, and is depreciating in Value, and it cannot be divided amonh the Parties, entitled to interests therein, without loss and injury and it would be to the best int-