

No, 10276 Equity,

29 square perches is correctly described in Exhibit No, 3, to the Bill, A certified Copy of the deed of said Farm,

Vincent S, Kepler died intestate, on or about December 1st, 1920, leaving surviving him a widow, Mrs Annie a, Kepler, and ten Children now living,

I have heard the testimony of Mrs Annie A, Kepler, Their mother, as to the names, and ages and residences of these Children, and I am Satisfied, she has correctly stated it;

I, I know them all; I adopt Mrs Keplers' Testimony, as to this as my own,

This land Cannot Be divided without loss and injury, to the parties interested, for the reason, that it makes as it is two farms, very much less valuable and Difficult to dispose of, and in My Judgment it would be decidedly to the benefit and advantage of all the Parties, to this proceedings, infants as well as adults, For these farms, to be sold as they are, and the proceeds divided among them, for in that way in my opinion they would realize considerably more than from a division of the Land, itself.

In My Opinion the Larger Home Farm, is worth about \$30,000, and the smaller farm about \$9000,00

To The General Interrogatory,
Nothing Further,

McDuell Staley,

George E. Hightman, a witness of lawful age, produced on the part of the Plaintiff's being first duly Sworn, deposes and says, Being Examined Viva voce as Follows;

My Name is George E, Hightman, I am 48 years of age and I live in Petersville District about 1/2 mile from the large home farm of Vincent S, Kepler, deceased, and Mentioned in this case

This Farm Contains 190 Acres 3 roods and 18 perches of land more or less, it is good productive land and is well improved by a large dwelling House, Barn and out-buildings, it is situated in Petersville District, this County, and is the same land described in the Copy of Deed, now shown me Marked Exhibit No,1, less the parcel described in copy of Deed now shown me marked Exhibit No,2,

The other smaller farm is situated in Burkettsville District, is good productive land and improved by house and barn and other buildings such as wagon sheds, etc., and contains 90 acres 3 roods, and 29 perches and is the same land described in the Copy of deed now shown me marked Exhibit No, 3 to the Bill,

I knew Vincent S, Kepler, he died on or about December 1- 1920, intestate, leaving surviving him a Widow, Mrs Annie A, Kepler and ten Children, now living, I am personally acquainted with all of these parties, and have heard the testimony of Mrs Annie A, Kepler in this case, and I know that she has correctly therein stated the names, ages residences of these Children and in that respect, I adopt her testimony as my own, the land referred to in these proceedings, consists of two separate farms, and certainly cannot be divided without loss and injury to the parties interested, for one reason among others that there are so many of them that a division of the land into that many parcels would greatly decrease its Value,

I am of the Opinion that it would be to the benefit and advantage of all the parties to this Case, infants as well as adults, for the land and farms to be sold entire and as they are under a decree of the Court, and the proceeds divided among them, because in that way I believe they would realize considerably more than from a division of the land, in my opinion the value of the large home farm is about \$30,000 and the value of the small farm of 90 acres 3 roods and 29 perches is about \$9000,

To The General Interrogatory,
Nothing More,

George E Hughtman,

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 Plaintiffs the said Examiner closes the taking of testimony and the said Examiner hereby certifies that the foregoing are the original depositions, of the witnesses in this case, as the same was read over to and signed by them respectively, and the said Examiner herewith returns the same, to your Honorable court enclosed, Witness my hand and seal this 18th day of January, 1921,

Albert S. Brown (seal)
Examiner,

Cost of the aforgoing Testimony	
Albert S. Brown, Examiner 1 day,	\$4,00
McDuell Staley, Witness 1 day & mlge	2,15
George E, Hightman, " " " "	2.15
Total	\$6,30

Certified To
A,S,Brown, Examiner,