

County, duly appointed, qualified and sworn, met at the law office of Guy K. Motter, Esquire, on the _____ day of July, 1921, at the hour of _____ o'clock m., and then there, in the presence of the Solicitor for the Plaintiff, the Plaintiffs and their witnesses, proceeded to take the following depositions, that is to say;

Present; Guy K. Motter, Wsp.,

Solicitor for Plaintiffs.

Plaintiffs and their witnesses.

Albert M. Patterson, a witness of lawful age, produced on the part of the Plaintiffs, being first duly sworn, deposed and says;

My name is Albert M. Patterson, I am 60 years of age, and I reside at Emmitsburg, Frederick County, Maryland. I am present Register of Wills of Frederick County.

I know all the parties to this suit. I knew Philip D. Lawrence in his lifetime, he is dead; he died about December 11th, 1920, He left surviving him the following children as his only heirs at law, his wife, Annie P. Lawrence, having pre-deceased him; Vincent DePaul Lawrence, as adult son; Sara A. Lawrence, an adult daughter; Gertrude M. Kuhns, an adult daughter, whose husband's name is Frank Kuhns, Mae McGreedy, an adult daughter, whose husband's name is James McGreedy, An adult daughter Mary A. Kreis, who married Harry J. Kreis, is dead; she left surviving her in addition to her husband the following children; an adult daughter Gertrude Kreis, an adult son Harry P. Kreis, and Marie G. Kreis, an infant daughter, Margaret M. Kreis, an infant daughter, and Lawrence B. Kreis, an infant son. The above named are the only heirs at law of Philip D. Lawrence, as his wife pre-deceased him. Philip D. Lawrence died without leaving a Will and seized and possessed of a certain tract or parcel of real estate situated in Emmitsburg, Frederick County, Maryland, being a certain lot improved with a dwelling and other buildings.

I look at the paper now handed me marked Exhibit No. 1 filed with the Bill of Complaint. It is a certified copy of a deed from Hester Barry and others to Philip Lawrence conveying a lot situated in Emmitsburg on Main Street, being one-half of a certain lot of ground known on the plat of said town as Lot No. 12, with the improvements thereon, which deed is recorded in Liber W.I.P. No. 1, folio 359, one of the Land Records of Frederick County, This deed correctly describes said property. In my judgment this property is worth about Twenty-five Hundred (\$2,500) dollars, and is incapable of division and partition among the parties entitled thereto without loss and injury.

In my judgment it would be to the benefit and advantage of the infant defendants, Marie G. Kreis, Margaret M. Kreis and Lawrence B. Kreis, as well as to the benefit and advantage of all the parties concerned, for this property to be sold, either at private or public sale, and the proceeds of sale equally divided among the children of the said Philip D. Lawrence.

To the General Interrogatory;

Nothing further.

Albert M. Patterson.

John A. Horner, a witness of lawful age, produced on the part of the Plaintiffs, being first duly sworn, deposes and says;

My name is John A. Horner, I am 60 years of age, and I reside at Emmitsburg, Frederick County, Maryland. I am a Deputy in the office of the Register of Wills of Frederick County. I know all the parties to this suit. I knew Philip D. Lawrence in his lifetime he is dead; he died about December 11th, 1920, He left surviving him the following children as his only heirs at law, his wife, Annie P. Lawrence, having pre-deceased him; Vincent DePaul Lawrence, as adult son; Sara A. Lawrence, an adult daughter; Gertrude M. Kuhns,