

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 and marked Exhibit No. 1, filed with the Bill of Complaint. It is a certified copy of the 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.

John A. Horner

WHEREUPON, there being no other witnesses to be examined and no further time required for the taking of testimony in this case, the said Examiner hereby certifies that the foregoing are the depositions of the respective witnesses, as the same were read over and subscribed to by them, and I herewith return the same, enclosed, to the Court, this 30th day of July, 1921.

WITNESS my hand and seal.

D. Princeton Buckey (seal)
EXAMINER.

Costs of Aforegoing depositions;

D. Princeton Buckey-Examiner's fee-	\$4.00
Albert M. Patterson, Witness ..	3.05
John A. Horner	3.05
	<u>\$10.10</u>

Certified to;

(Filed July 30-1921)

D. Princeton Buckey
EXAMINER

DE C R E E

Vincent DePaul Lawrence et al.
Vs.
Margaret M. Kreis et al.

No. 10402 E Q U I T Y .
In the Circuit Court for Frederick County
Sitting as a Court of Equity.
July TERM. 1921.

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The above cause standing ready for a hearing, and being submitted, the Bill, Answer, Exhibits Evidence and all other proceedings were by the Court read and considered and the Court being satisfied from the evidence that real estate mentioned cannot be divided amongst the parties interested without loss and injury to them. It is thereupon, this 11th day of August in the year nineteen hundred and twenty one by the Circuit Court for Frederick County, as a Court of Equity, and by the authority of said Court, adjudged, ordered, and decreed, that the land and premises mentioned in these proceedings be sold, and that Guy K. Motter of Frederick County, be, and he is hereby appointed Trustee to make the said sales, and that the course and manner of his proceedings shall be as follows; He shall first