A. I don't see how,because it is just suitable for farming or for agrigultural purposes and has the one set of buildings.

Q. Isthere any incumbrance upon these lots of land?

A. Yes,sir. The Valley Savings Bank of Middletown has a mortgage,given at the time the farm was purchased.

To the General Interrogatory;

Nothing further.

(Cross Examination waived,and sugnature of witness waived by agreement of Counsel)

Mr.Earl M.Ahalt, one of the Plaintiffs in the above case,testifying on his own behalf,being first duly sworn by the Examiner,deposes and says;

By Mr.H.K.DeLauter;

Q. Mr.Ahalt,please state your name,age and occupation.

A. Earl M.Ahalt,37 years old,farming, I am now farming the 112 acre tract mentioned in these proceedings.

Q. Mr.Ahalt,do you know as to whether or not your mother at the time of her death owned ant real estate?

A. I know she owned the land described in these two deeds from Will Rau.

Q. Where is the land located,Mr.Ahalt?

A. Near Brunswick,on the Petersville road. The land of the farm fronting on the Petersville road and what is known as the Brick School House road has been divided into building lots and sold.

The Potomac Edison Company also has a right of way along the public road leading from the old blacksmith shop to the brick school house road. The amount of land is about 112 acres.

Q. What heirs at law did Pearl M.Ahalt (your mother) leave at the time of her death?

A. Earl M.Ahalt,whose wife's name is Olive Ahalt; Hazel E.Mullendore,whose husband's name is David Mullendore; Mary L.Huffer,whose husband's name is Arthur Huffer; Paul R.Ahalt,whose wife's name is Helen Ahalt; Julia M.Ahalt (unmarried); Beulah P.Boyer,whose husband's name is Carroll Boyer; Floyd B.Ahalt (unmarried); Orpha R.Ahalt (unmarried); Mildred N.Ahalt (unmarried;Miriam Ahalt (unmarried); and Glenn G.Ahalt (unmarried); the aforegoing children and my father,C.William Ahalt,as her surviving husband. The children are all of age,except Miriam Ahalt,who is now about 16 years of age,and Glenn G.Ahalt,aged about 13 years.

Q. What,in your opinion,is the real estate described in these proceedings worth?

A. I think $12,000.00 is a little bit high,but I think it may being $10,000.00.

Q. In your opinion,could this property be divided amongst all the parties in interest,without loss and injury?

A. No,sir, I bon't see how it could. The only way it could be divided would be to make it into building lots,and it is not suitable for that purpose. It might be suitable,but there would not be much market for them. It is suitable for a farm,has a set of buildings and everything. If divided into twelve parts,there would be no buildings for them.

Q. Are there any liens or encumbrances upon this property?

A. Yes,sir. A mortgage to the Valley Savings Bank.and this year's taxes are due now,too.

To the General Interrogatory;

Nothing that I know of.

(Cross Examination waived, and signature of witness waived by agreement of Counsel)

(Exhibit "A" and "B" filed with the examiner and returned herewith).

There being no other witnesses to be examined and no further time required for the taking of testimony in said cause, the said Examiner hereby certifies that the aforegoing are the depositions of the respective witnesses,the same being taken down in stenographic notes and afterwards transcribed by the stenographer,the signatures to said depositions having beeen waived by agreement of Counsel,and I herewith return the same enclosed to your Honorable Court,this 18