

this parcel of land from Pampel and Goode, Trustees, to William H. Kreh, dated August 3, 1901 and duly recorded in Liber D.H.H.No. 11, folio 506 &c., one of the Land Records of Frederick County, Maryland, marked "Exhibit A". William, and brother Lewis T. Kreh, brother Charles Kreh and I agreed that the title to this land should be placed in the name of William, who was single, so that when any lot was sold, only William needed to sign and not we brothers and our wives. Some of the lots were sold and we distributed the money accordingly from time to time. Charles died some time ago and we considered that the lot belonged to us four as tenants in common. We paid our bills for the construction of houses on the lots in the name of Kreh Bros. and I have a number of these receipted bills. I intend to file a petition asking that the application of the proceeds of the sale of this lot, after the payment of expenses, etc. be made to us four brothers or their estates accordingly. I believe that this lot should bring about \$1,000.00 at a sale.

Brother William also owned a lot of ground, (full fee simple) situated on the North side of Madison Street, known as Lot No. 14, in Frederick City, Frederick County, Maryland, and I offer as evidence certified copy of the deed from Elizabeth Kreh, et al. to William H. Kreh, dated February 19, 1890, and duly recorded in Liber W.I.P.No. 11, folio 5 &c., one of the Land Records of Frederick County, Maryland, marked "Exhibit B". I believe that this lot should bring about \$350.00 at a sale.

I know that my brother William left very little personal assets, and I know that he owed some debts at the time of his death. I am the administrator of the goods and chattels of William H. Kreh, deceased and offer as evidence copy of certificate of the Register of Wills for Frederick County, Md., marked Exhibit D, and I am sure that the personal assets will not be sufficient to pay the said debts. in fact I doubt if they will pay the expenses of administration.

I know that it is not possible to divide the land in question equally among the parties in interest without great loss and injury, I recommend that the Court appoint a Trustee or Trustees for the said of the real estate in question and that the Court distribute the proceeds according to law and having regard for the claims of my self and two brothers, as tenants in common, of the lot at the corner of West South and Bentz Streets.

NO CROSS EXAMINATION.

GENERAL INTERROGATORY, "Nothing further."

John F. Kreh.

GRAYSON H. MERCER, a witness of Lawful age, produced on the part of the Complainant, being first duly sworn, deposes and says as follows:

My name is Grayson H. Mercer. I am a Real Estate Agent in Frederick City, Frederick County Maryland, and have been so engaged for the past 23 years, I am thoroughly acquainted with the lot of the late William H. Kreh deceased, at the northeast corner of the intersection of West South and Bentz Streets, in Frederick City, Frederick County, Maryland.

It fronts about 70 feet on West South Street and extends back for depth along the East side of Bentz about 165 feet, more or less, and runs about 20 feet along the South side of a 20 foot alley.

at a public sale, I think the lot would bring around \$600.00

NO CROSS EXAMINATION.

GENERAL INTERROGATORY: "Nothing further".

Grayson H. Mercer

HOWARD, M. ALBAUGH, a witness of lawful age, produced on the part of the Complainant, being first duly sworn deposes and says as follows:

My name is Howard M. Albaugh. I am Assistant Secretary of The FrederickTown Savings Institution.