

WITNESSES: Augustus C. Tyeryar.

Joseph Long

(The Clk and Stenographer was duly sworn and qualified)

Harry C. Hull  
Examiner

Joseph Long, a witness of lawful age, after having been duly sworn, deposes and says:

My name is Joseph Long, I am fifty-five years of age and reside at 50 East South Street, Frederick, Maryland. I know the parties to this cause. I knew Howard S. Hiltner, in his lifetime, he having died six or seven years ago. He was married twice, his first wife was named Alverta and by their marriage they had three children, namely, Mildred Hiltner, aged about seventeen, Charlotte Hiltner, aged about fourteen and Bernard Hiltner, aged about thirteen. These children were by his first wife. He again married and his second wife's name was Rosalene Hiltner and by her he had one child Donald Hiltner aged about six or seven years, all of whom are infants under the age of twenty-one years. The first three children are staying with their grandfather and the last named child is with his mother. All of them reside in Frederick City, Maryland. Howard Hiltner died leaving a piece of property on Winchester Street, Frederick City, Maryland, which is described in the deed marked Exhibit A. This property consists of a two story brick dwelling house and contains about six rooms with a lot in the rear and is in a fair state of preservation and is now unoccupied at this time. It is worth about \$1500.00. I believe it would be to the best interest and advantage to have the property sold as it cannot be divided without loss and injury, and the proceeds divided.

TO THE GENERAL INTERROGATORY

Nothing Further.

Joseph Long.

Augustus C. Tyeryar, a witness of lawful age, after having been duly sworn, deposes and says:

My name is Augustus C. Tyeryar, I am thirty-eight years of age and reside on Winchester Street, in Frederick, Maryland, and right across from the property of the late Howard S. Hiltner I know the parties to this cause and know the real estate that Howard S. Hiltner owned at the time of his death, which real estate is situated on Winchester Street, in Frederick, Maryland,

It is a two story brick dwelling house and has six rooms and a lot in the rear and is the same property described in a deed marked Exhibit A to this cause.

This property is the only real estate that he owned to my knowledge. Howard Hiltner died between six and seven years ago and left his wife, whose name is Rosalene, who was his second wife and the following children, Mildred Hiltner, aged about seventeen years, Charlotte Hiltner, aged about fourteen years, Bernard Hiltner aged about thirteen years. These three children were the children of Howard Hiltner and his first wife Alverta Hiltner, and Donald Hiltner, a child about six or seven years of age who is the child by his second wife Rosalene Hiltner. All of these children are under twenty-One years of age. The first three are residing with their grandfather and the last named child is residing with his mother. That this property described as being located on Winchester Street upon the death of Howard Hiltner went to his wife and children under the laws of Maryland, and I believe as the house is now vacant, that it would be to the best interest and advantage of the children to have the property sold and the money divided as the property cannot be divided among the children. I believe a fair value to be about \$1500.00.

TO THE GENERAL INTERROGATORY

Nothing Further.

Augustus C. Tyeryar.

The Complainant closes.

The Respondent has no testimony to offer.

Whereupon there being no further witnesses to be examined and no further time being required