

father, James I. Fitzsimmons, to my brother, John O. Fitzsimmons.

On the 23rd day of April, 1915, I and my wife, Lucy Fitzsimmons, sold our interest in said real estate and executed a deed of assignment conveying the same to John Howard Allnutt. I now examine Exhibit No. 5, which is a certified copy of a deed from myself and my wife conveying our undivided one-ninth interest to John Howard Allnutt. Subsequently John Howard Allnutt died, leaving a will. I now examine Exhibit No. 6, which is a certified copy of the will of John Howard Allnutt. In this will he directed that his executor should convert his entire estate, both real and personal, into cash, and make distribution of the same as therein provided. John Howard Allnutt appointed his brother, George S. Allnutt, Executor of his will. Pursuant to the power contained in the will of John Howard Allnutt and an order of the Orphans' Court for Frederick County passed February 24, 1919, the said George S. Allnutt, Executor as aforesaid, sold all of the interest of the said John Howard Allnutt in said real estate at private sale to me, the said Arunah I. Fitzsimmons, which sale was ratified by the Orphans' Court February 24, 1919, and the said George S. Allnutt, Executor, executed and delivered to me a deed of assignment. I now examine Exhibit No. 7, which is a certified copy of the deed from George S. Allnutt, Executor of John H. Allnutt, to me. Under this deed I acquired an undivided one-ninth interest in said real estate.

On January 15, 1930, William Meredith Smith and his second wife, Ruth Edna Smith, executed and delivered to Clarence C. Holtz and Carrie C. Holtz, his wife, a deed conveying to them as tenants by the entireties, all of their interest in the above described real estate, being the one-ninth undivided interest which was devised to the said William Meredith Smith by his first wife, Teresa J. Smith, and also the undivided one-ninth interest in said real estate which was acquired by the said William Meredith Smith by deed from the said James A. Jones, Sheriff. I now examine Exhibit No. 11, which is a certified copy of a deed from William Meredith Smith and Ruth Edna Smith, his wife, to Clarence C. Holtz and Carrie C. Holtz, his wife, which conveyed to Mr. and Mrs. Holtz the undivided two-ninths interest in said real estate which was then owned by the said William Meredith Smith.

George S. Allnutt and Elizabeth D. Allnutt, his wife, executed and delivered to Philip C. Kessler a deed conveying to him an undivided one-ninth interest in said real estate which then belonged to the said George S. Allnutt, it being the interest therein which was conveyed to him by Charles H. Klipp, Sheriff, herein referred to. I now examine Exhibit No. 9, which is a certified copy of a deed from George S. Allnutt, his wife, to the said Philip C. Kessler. Philip C. Kessler died in 1925 intestate and unmarried, seized and possessed of said undivided one-ninth interest in said real estate, leaving as his heirs at law eight brothers, three of whom have since died, and five sisters, all of whom are now living, namely:

(1) A brother, C. Cromwell Kessler, who died intestate in the year 1937, leaving as his only heirs at law a widow, Estella N. Kessler, who resides in Frederick County, Maryland, and a son, C. Cromwell Kessler, Jr., who with his wife, Elizabeth G. Kessler, now reside in Baltimore City, Maryland.

(2) A brother, Ernest W. Kessler, who died February 9, 1938, intestate, leaving as his only heirs at law a widow, Marie S. Kessler, and a son, Ernest W. Kessler, Jr., unmarried, both of whom now reside in the City of Washington, in the District of Columbia.

(3) A brother, Charles Edgar Kessler, who died August 2, 1925, intestate, leaving a widow, Ella Kessler, a daughter, Bertha Kessler, who married Roy Klockenbrink, a daughter, Helen Kessler, who married William B. Trundle, and a son, Charles H. Kessler, unmarried, all of whom reside in the City of Washington, D. C.