

MR. TEBBS: If the Court please, I would like to show the background. An effort has been made to dispose of this property.

THE COURT: What difference does that make? You filed a bill for partition?

MR. TEBBS: Yes, but I thought Your Honor--

THE COURT: I am not bothered about that. The only question is, is the property susceptible to division in kind. You have asked for partition and in the last paragraph of the Answer filed by Mr. Brown he says in the event the Court so feels it is proper that the partition be made to the parties, in dividing the proceeds the Defendants claim the right to be represented in the trusteeship.

MR. TEBBS: I certainly agree with that.

THE COURT: I don't know what we are here for.

MR. TEBBS: I really don't either, Your Honor. I thought it could be sold by the children but Mr. Brown said no, we had to have a hearing.

THE COURT: It seems what you should have done - evidently you did it any way -

MR. TEBBS: I agree with Your Honor completely.

THE COURT: I don't know what we are doing here.

MR. TEBBS: I don't, but Mr. Brown insisted we have a hearing.

MR. BROWN: If the Court please, there is only one question we have here. There is no question about the right of the Court to decree the sale of this property provided under the deed. These people are enabled - the deed provided that they could sell the property if they didn't agree. What we expect to show, if the Court please, is that these people were perfectly willing