

C. Elbert Grossnickle, a witness of lawful age, having been duly affirmed, testified on behalf of the plaintiffs as follows:

Q. Please state your name and residence.

A. C. Elbert Grossnickle, about four miles north of Myersville, in Frederick County, Md.

Q. Did you know the late Herman Homer Hays?

A. Yes

Q. When did Herman Homer Hays die?

A. January 30, 1947

Q. Did Herman Homer Hays leave a Will?

A. I understand he left no Will.

Q. Did Herman Homer Hays own any real estate at the time of his death?

A. Yes, a small farm containing thirty-two acres, more or less, improved with a log house containing six rooms, spring house, smoke house, chicken house and hog pen, situated on the Spruce Run Road about one and a half miles south of Garfield, in Frederick County, Maryland. About five acres are tillable, and the balance is in timber.

Q. Was Herman Homer Hays ever married?

A. No

Q. Are you familiar with this farm?

A. Yes

Q. What, in your opinion, is the value of this farm?

A. \$1500.00

Q. Can this farm be divided without loss or injury to the parties interested?

A. No

Q. Do you think it would be to the benefit and advantage of all parties in interest that this farm be sold under a decree of the Circuit Court for Frederick County, Maryland, in Equity, and the proceeds therefrom divided among the heirs-at-law of Herman Homer Hays according to their respective interests?

A. Yes

To the General Interrogatory: That is all.

C. Elbert Grossnickle
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