filed by the complainants with the commission, and hereunto returned deposes and says:

1. To the first interrogatory. I am acquainted with the parties to this suit; I am one of the complainants; Mary M. Goodwin was my wife; Ervil Grey Goodwin is her and my son.

2. To the 2nd. She is dead; she died August 23d 1880, leaving one child surviving her, now living, her only heir-at-law, and named Ervil Grey Goodwin, now about three years of age; she left no last will and testament.

3. To the 3rd. I am acquainted with the said land. (Deponent looks at the plat mentioned and says, I think that is the property.)

4. To the 4th. I do not think it is susceptible of partition to advantage, because the buildings are all on one tract, and if partitioned the buildings would all have to go with one parcel; the best land is all on one part of the place; the water is pretty much on one side too; if divided according the value, one piece would be very small; its value is about twenty dollars per acre; its fair rental would be about one hundred and twenty-five dollars per annum.

5. To the 5th. I had such a conversation with Mrs. Julia A. White, at my wife's request; I went to Baltimore about 3 or 4 months after I married my late wife, to see her, to inquire whether she would not convey back my wife's property to her; I went to her house about 11 O'clock, A. M. on a Saturday morning; when I went in, I told her that my wife asked me to come to see her, to ask if she would not deed back that property to her again; when I told her my wife was crying about it, she got up and walked up and down

the floor and said, she did not intend to cheat Mary Maria out of one cent; then I asked her if she did not intend cheating her out of one cent, why she did not sign back her part of the place to her; and then she told me she would go to see Bannon on Monday, and if he said sign it back, she would do so; when I commenced the conversation with Mrs. White, I told her I had come at my wife's request - that she had found out that she had assigned all her right in the property to her, and that when she found she had given her a deed instead of an order to pay the taxes and rent - the property, she was continually fretting about it, and that she told me she believed that if I would go and make her wish known to her aunt, that she would sign the property back to her again; it was then that Mrs. White said she did not intend to cheat my wife, as before stated, and would go to see Bannon; I went home and told my wife what Mrs. White said.

6. To the 6th. Neither my wife, during her lifetime, nor myself, ever received any of the rents and profits of the farm since Mrs. White had control of it; Mrs. White rented the farm and had entire control of it.

Benjamin Goodwin, a witness of lawful age, produced by the complainants, being duly sworn to interrogatories filed by the complainants with the commission, and hereunto returned, deposes and says:

1. To the first interrogatory, I am the father of James L. Goodwin, the last deponent, and know all the parties to these proceedings.

2. To the 2d. Mary M. Goodwin is dead; she died August 23d, 1880, intestate, leaving surviving her one child only,