

and to me directed, and empowering me, to examine evidences in a cause depending in said Court wherein James St Besant is Complainant, and Mary F Sarah & Jacob Wasky are defendants.

I William M. Bennett Commissioner therein named, at my office in Frederick Town on the 31st October 1850 did take the Oaths of said Commissioner, and did proceed then and there to take the following depositions to wit. Jesse King - a witness of lawful age produced on the part of the Complainant, being duly sworn, and examined to Interrogatories filed with the Commissioner by the Complainant and herewith returned, deposes & says, In answer to 1st Interrogatory I know the parties to 2^d I know Jacob Wasky, many years he is dead he died nearly two years since to 3^d He left three children, the parties named in this bill, they are all Infants, the oldest cannot exceed five years 4th I know the Homeplace embracing several parcels purchased from different persons, and also the tract, about 90 acres lately tenanted by James Castle, to 5th Interrogatory I think it would be for the interest of the parties concerned, that the property should all be sold the said is poor, its principal value is in its timber, and under the system of Tenancy to which it must be subject, during the minority of the children it is going to rack, and every day deteriorating in value, and the price for which the land would sell now, if vested in some safe security, at the ordinary rate of interest would yield more than the rents of the land would amount to, and further this deponent saith not. There being no other witnesses, produced nor affidavits on behalf of the parties, nor any further time to produce evidences. Demanded the Commissioner, together with the Interrogatories filed & these depositions are sealed up, and herewith returned to this Honble Court, under my hand and seal this 31st October A.D. 1851. (W. M. Bennett Com. Cl.)

"Enrolled" The return of the within Commission will appear by Schedules annexed" (W. M. Bennett Com. Cl.)

Decree James St Besant } No 2317 Equity In Frederick County Court sitting as -
Mary F. Wasky. - } a Court of Equity July Term 1851.
Sarah J. Wasky. } The cause standing ready for hearing, and the bill
Jacob St Wasky - } answered, and Exhibits the same were read & considered, and it appearing that the Complainant is entitled to relief. It is therefore this 10th day of January 1851 by Frederick County Court sitting as a Court of Equity, ordered adjudged and decreed that the Real Estate in the bill mentioned, together with all the appurtenances and Improvements thereunto belonging be sold for the purposes specified in said bill That James St Besant, be, and he is hereby appointed Trustee to effect said sale, the course, and manner of whose proceedings shall be as follows to wit: Shall first file with the Clerk of the Court, a bond with one or more Securities, to be approved by this Court, in the penalty of Nine thousand dollars to the State of Maryland, conditions for the faithful discharge of the Trust imposed on him, by this Decree, or which may be imposed on him by any future order or Decree of this Court on the premises He shall then proceed to make said sale, after having first given public notice of the said sale, and the time and place thereof of at least three weeks, in some news paper, published in said County