

partiality to any or either of the parties, take the examinations and depositions of all and every witness and witnesses produced and examined by virtue of the commission hereunto annexed, upon the interrogatories now or which may hereafter, before the said commission is closed, be produced to and left with you, by either of said parties. So help you God. Sworn to in the oath recorded in the Clerk's office

### Clerk's Oath -

You shall truly, faithfully, and without partiality to any or either of the parties in this cause, take, write down, and transcribe, the depositions of all and every the witness and witnesses produced and examined by the Commissioner named in the commission hereunto annexed, as far forth as you are directed and employed by the said Commissioner to take, write down, and transcribe the said depositions, or any of them. So help you God.

Whereupon the following Interrogatories were filed -

John Putnam } No 2479 Equity  
vs }  
John Summers } In the Circuit Court for Frederick County, sitting in Equity -  
Feb Term 1853

Interrogatories to be propounded to witnesses to be produced and sworn on behalf of Complainant

First Interrogatory - Do you know the parties Complainant & Defendant in the title to these Interrogatories named or either of them - if yes - state which of them you know -

Second Interrogatory - Do you know the hand writing of John Summers the Defendant - if yes - look upon the paper now shown you marked "Exhibit A," and state if the signature thereunto attached is in the hand writing of said John Summers - state fully your knowledge on this point -

Lastly - Do you know of any other matter or thing that would tend to the advantage of the Complainant in this cause - if yes, state it as fully as if you were interrogated thereto  
Ross for Complainant

Whereupon the following Commissioner's return was filed March 9 - 1854

At the execution of the annexed Commission, issued out of the Circuit Court for Frederick County, sitting as a Court of Chancery to J. J. Nelson directed, empowering him to examine evidences in a cause there depending in which John Putnam is Complainant and John Summers is defendant. The said Commissioner having previously taken the oath recorded in the Clerk's office as prescribed for the Commissioner did proceed on the 8th day of March 1853 proceed to take the following depositions, to wit -


William Metzger witness of lawful age, produced on the part of the Complainant being duly sworn answers to the Interrogatories herewith filed on the part of the Complainant -

To the First Int he Answers - he knows the parties Complainant & Defendant


To the Second Int he Answers, that he knows the handwriting of John Summers the defendant that he has looked upon the paper now shown him marked Exhibit A and states that the signature thereto, is in the handwriting of said John Summers

To the Last Int - Knows nothing further

There being no other testimony the Commission was here closed & is respectfully returned  
Cost \$4 to Com<sup>r</sup>

Fred J Nelson   
Commissioner

"Endorsed" The Execution of the within Commission will appear by a certain Schedule to the said Commission annexed

Fred J Nelson   
Com<sup>r</sup>

Whereupon the following Decree was passed -