

to the Complainants, and to Mary Catharine Shiner, George W. B. Shiner & Cornelius S. Shiner defendants in these proceedings, as the children and only heirs at law of said Cornelius Shiner - That the said Complainant is of full age, and that the said Mary Catharine Shiner, George W. B. Shiner, and Cornelius S. Shiner defendants, are minors under the age of Twenty One. That the said Intestate, left lands, descended her the respondent as his widow, and that the lands, descended and susceptible of division among the parties entitled, and she generally, admits the facts charged in said Bill to be true.

Mary P. Shiner.

The following Replication was filed. 2^d Oct. 1854.

Edward A. Shiner - In the Circuit Court for Frederick County, In Equity.
To the Clerk of Circuit Court for Frederick County, In Equity.
Mary Phebe Shiner, Catharine Shiner, George W. B. Shiner & Cornelius S. Shiner the Infant defendants.
George W. B. Shiner and
Cornelius S. Shiner - Enter a General Replication to the answers of Mary Catharine Shiner, George W. B. Shiner & Cornelius S. Shiner the Infant defendants.
Wm. J. Ross, Solicitor for Compt.

The following Order was filed same day.

Edward A. Shiner - In the Circuit Court for Frederick County, In Equity.
To the Clerk of the Circuit Court for Frederick County.
Mary Phebe Shiner, The answer of Mary Catharine Shiner, George W. B. Shiner, Catharine Shiner, George W. B. Shiner and Cornelius S. Shiner, by Abraham Kemp their guardian, having been taken, and returned & filed in this Court, you are hereby required to issue a Commission to Robert Wilson Jr. Esq. to take testimony to sustain the allegations of Complainants bill, according to the acts of assembly in such case made & provided.
Wm. J. Ross, Solicitor for Compt.

Whereupon the following Commission was issued

Maryland &c. The State of Maryland, to Robert Wilson Jr. Esq. of Frederick County, Greeting: Be it known that you are appointed Commissioner, to examine evidences, in a Cause depending in the Circuit Court for Frederick County, as a Court of Equity - Between Edward A. Shiner Complainant, and Mary Phebe Shiner & others defendants. You are therefore required, having first taken the Oath hereunto annexed, & also administered the annexed Oath to the person whom you shall appoint as Clerk to attend the execution of this Commission - that at such time and place, as to you shall seem convenient, you cause to come before you, all such evidences as shall be named & produced to you, by either the Complainant, or defendants; and that you examine them, on their Corporal Oaths, to be by you administered, upon the Holy Evangelical of Almighty God, touching their knowledge, or remembered of any thing - That may relate to the Cause aforesaid, and that you cause notice to be given to the parties, or their attorneys, of the execution of the Commission before you execute the same, and having reduced the depositions of the witnesses, so taken by you, into writing, you send the same, with this Commission, close under your hand & seal into the Court, as a Court of Equity, with all convenient speed.

Witness The Honorable Madison Nelson - Judge of our said Court, the 3^d day of July Anno Domini, 1854. Issued 2^d day of October, 1854.

Edw. Shiner Clk.

Commissioner's Oath.

You shall, according to the best of your Skill, and Knowledge, truly faithfully and without partiality, to any or either of the parties, take the examinations & depositions of all, and every Witness, and witnesses, produced & examined, by virtue of the Commission hereunto annexed, upon the Interrogatories now, or which