

may hereafter, before the said Commission is closed, be produced to, and left with you by either of said parties, so help you God.

Clerk's Oath.

you shall truly, faithfully, and without partiality, to any or either of the parties in this Cause, take note down, and transcribe, the depositions of all and every, the Witnesses, and Witnesses, produced, and examined by the Commissioners, named in the Commission hereunto annexed, as far forth, as you are directed & employed, by the said Commissioners, to take note down, and transcribe, the said depositions, or any of them. So help you God.

Enclased. The execution of the within Commission will appear by certain Schedule to the said Commission-annexed

R. Wilson Jr. Com. Seal

The following Interrogatories were filed 2 Oct 1854.

Edward A. Shiner } In the Circuit Court for Frederick County, as a Court of Equity
 Mary Phoebe Shiner } Interrogatories to be propounded to the witnesses, produced
 Mary Catharine Shiner } on the part of the Complainant.
 George W. B. Shiner & } 1st Do you know the parties, Complainant & defendants.
 Cornelius A. Shiner } if yes, state their places of residence, and state which are
 adults, and which minors.
 2^d Did you know Cornelius Shiner, if yes is he living, or dead, if dead when did he die, state the name of his widow, if any, and the names of his children.
 3^d Did Cornelius Shiner die Intestate, as to his Real Estate, did he leave real estate, do you know his Real Estate, if yes look at exhibits 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. now shown you, and state whether the lands therein conveyed, belonged to said Cornelius Shiner, at the time of his death, state all your knowledge herein.
 4th Are the lands of which Cornelius Shiner died seized susceptible of equal-division, among the parties interested, if yes state all your knowledge herein. Lastly, do you know, or have you heard, of any other matter, or thing, which would tend to the benefit, or advantage of the parties, to this Cause, if yes state the same as fully, as if you were interrogated thereto.

Wm. J. Reed Solicitor.

For Complainant.

At the execution of the annexed Commission, issued out of the Circuit Court for Frederick County, sitting as a Court of Chancery, on the 2^d day of October 1854, directed to the undersigned-Commissioner, empowering him to examine Evidence in a Cause then depending, in which Edward A. Shiner is Complainant & Mary Phoebe Shiner, and others are defendants. The Commissioner having previously taken the Oath as prescribed by the Court & Recorded in the Clerk's Office, proceeded, on the 6th day of October, 1854, to take the following testimony to wit.

Abraham Kemp. - Witness of lawful age, being duly sworn answers to 1st Interrogatory herewith filed & returned - That he knows the parties, Complainant & defendants. That the Complainant, Edward A. Shiner, and the widow Mary Phoebe Shiner are of full age. That Mary Catharine Shiner, George W. B. Shiner, and Cornelius A. Shiner, three of the defendants, are infants, under 21 years.

To 2^d Intq. He answers. He knew Cornelius Shiner in his life time. He is now dead, He died in Sep^r 1854, about 3 weeks since, the name of his widow is Mary P. Shiner his children are Edward A. Shiner, Mary Catharine, George W. B. Shiner & Cornelius A. Shiner, the three last are Infants, under 21 years.

To the 3^d Int. He answers. Cornelius A. Shiner did die intestate as to his Real Estate, deponent has looked at Exhibits 1. 2. 3. 4. 5. 6. 7. 8. 9. & 10. now shown him, and the lands therein mentioned respectively belonged to Cornelius Shiner at the time of his death. Deponent has been frequently on the land, mentioned, & described in these