

Maryland &c. The State of Maryland. to Frederick J. Nelson, 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 Margaret Biser & others - Complainants, and John Mullenbore & others defendants. You are therefore required, having first taken the Oath hereunto annexed, and 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, and produced to you, by either the Complainants, or defendants, and that you examine them, on their Corporal Oaths to be by you administered, upon the Holy Evangelists of Almighty God touching their knowledge or remembrance 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 Hon. Madison Nelson, Judge of our said Court the 1st day of January. Anno Domini. 1855. Issued 10th day of January, 1855.

Edw. Shivers ckr.

Commissioner's Oath.

You shall, according to the best of your skill, and knowledge, truly, faithfully & without partiality, to any or either of the parties, take the examinations, and depositions of all & 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 the 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 write down, and transcribe, the depositions of all and every the witness & 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.

The following Interrogatories were filed

Margaret Biser & others. } In the Circuit Court, for Frederick County, sitting as a Court of Equity
" } January Term 1855.

John Mullenbore & others. } Interrogatories to be proposed to witnesses produced on the part of the Complainants.

1st Are you, or not acquainted with the parties to this suit? or either & which of them?

2^d Which of them are adults, and which of them are infants?

3^d How long have you known them?

4th Do you know the real property, mentioned & described in this Bill?

5th Do you think it would be to the advantage of all the parties, concerned in this suit, to have said Real property sold, and the proceeds divided among them, if so state your reasons.

6th Do you know of any thing else of Interest, or advantage to the parties to this suit

At the execution of the annexed Commission, issued out of the Circuit Court, for Frederick County, sitting in Equity, and to me directed, empowering me to examine evidences in the Cause depending in said Court, between Margaret Biser, George J. Whip et al. as Complainants, and John Mullenbore, Jacob Mullenbore et al. as Defendants, I, Frederick J. Nelson Commissioner therein named, having taken the Oath annexed to the said Commission, did proceed at my Office, on the 1st day of February, 1855, to take the following deposition to wit:

Manassas J. Grow - a witness of lawful age, produced on the part of the Complainants