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 & employed by the said Commissioner, to take write down, and transcribe the said depositions, or any of them. So help you God.

"Endorsed" The execution of the within Commission will appear by a certain Schedule to the said Commission annex.

R. Wilson Jr. Com. (SEAL)

The following Interrogatories were filed.

Daniel Sheffer & John Rontzahn of G. vs. Lewis A. Wise & otho.

No. 2620. Equity. In the Circuit Court for Frederick County as a Court of Equity. October Term 1855.

1st Are you acquainted with the parties, Complainants & defendants in this case?

2nd Who of the defendants are adults & who are Infants?

3d Do you know the Real Estate mentioned in this case

4th Is it capable of being divided? 5th Is, or was the personal Estate of the said Peter Wise sufficient to pay all his just debts?

6th Do you know whether the claims of the Complainants to this Bill are just & true

7th Do you believe that it would be to the advantage of all the parties to this Bill that the Real Estate mentioned in this bill should be sold.

8th Do you know any thing else to the Interest of any of the parties to this Bill.

Commissioner's Return.

At the execution of the annexed Commission, issued out of the Circuit Court for Frederick County, sitting as a Court of Equity, to R. Wilson Jr. directed as Commissioner who having previously taken the Oath as prescribed by the Court & Recorded in the Clerk's office - proceeded by virtue of the power to examine Witnesses in the cause there depending in which Daniel Sheffer & John Rontzahn of G. are Complainants & Lewis Wise & others are defendants, on the 29th November to take the following Testimony. — Daniel Cassell - witness of lawful age, being duly sworn, answers to the Interrogatories herewith filed & returned.

To the First Intg - That he knows the parties Complainants & defendants.

To 2d Intg. He answers, that Sarah Wise, the widow, Lewis A. Wise, William P. Wise, Ann M. Wise, and Josephus Wise are adults. Henry Wise, Samuel Wise, Eleanor Wise, and Amanda Wise, are Infants, under 21 years of age. Julia A. W. Thomas is an adult.

To the 3d Int. He answers, he knows the Real Estate mentioned in this case.

To 4th Int. He says it is not capable of being divided.

To 5th Int. He says, the personal Estate of Peter Wise, was not sufficient to pay his debts.

To the Sixth Int. Deponent states - That he believes the claims of the Complainants to this Bill, to be just and true, partly from his own knowledge, & partly from admissions of the executor.

To the seventh Int. Deponent believes it would be, for the advantage of all the parties to this bill, that the Real Estate, mentioned therein should be sold.

To the Eighth Int. he answers he knows nothing further.

The Commission was here closed, & is Respectfully returned. R. Wilson Jr. Com. (SEAL)

Thereupon the following Decree was passed. viz

Daniel Sheffer & John Rontzahn of G. vs. Lewis A. Wise & others.

No. 2620. Equity. In the Circuit court for Frederick County, as a Court of Equity. January Term 1856.

This cause standing ready for hearing & being submitted without argument - the proceedings were read -