

At the execution of the annexed Commission issued out of the Circuit Court for Frederick County, as a Court of Equity, and to me directed, empowering me, to examine Evidences in the cause pending in said Court, between Brungle & others. Complainants, and Zealer, & others Defendants, the same being N<sup>o</sup>. 2461 Equity.

I Ross Johnson having on the 27<sup>th</sup> day of June, A.D. 1856. taken the oath annexed to said Commission, did on said day at the office of said Commissioner, in Frederick City, after having first notified Complainants Solicitor of the time appointed for the execution of said Commission, proceed then, and there to take the following depositions, to wit.

James Brummer - a witness of lawful age, produced on the part of Complainants being duly sworn & examined to Interrogatories filed with the Commissioner by the Complainant & herewith returned, deposes & says.

To 1<sup>st</sup> Interrogatory - That he knows all the parties to this suit, excepting the four last named - has known them for a number of years - knows nothing further on this point.

To the 2<sup>nd</sup> Interrogatory. That he know Henry Zeiler so, by representation he is dead, the names of his children were as follows. Adam Zeiler, George Zeiler Mrs. Brungle, wife of John Brungle (dec<sup>d</sup>) and Mrs. Margaret Harman (the mother of Mrs. Godfrey Koontz, and Mrs. Wilson W. Kolb.) they are all - dead, Mrs. Harman died during the past spring. The date of the decease of the rest he does not remember.

To the 3<sup>rd</sup> Interrogatory. That, as aforementioned, the Children of Henry Zeiler, Sen. dec<sup>d</sup> are all dead, and the names of their children, grand children &c are as follows. George Zeiler left one son - Henry Zeiler, who has also deceased, leaving Eliza Zeiler, one of the parties defendant in this cause, as his widow. She lives in Frederick City - a daughter Hannah Dull, widow of Ezra Dull, lives in Frederick City. another daughter Mrs. Catharine Hummel, wife of John D. Hummel, and formerly the widow of Nicholas Leese. She is now dead. & left by her first husband Nicholas Leese, the following children - George N. Leese, Harriet Blagrove a widow now living. Edward Leese, and Ezra Leese, all of whom are adults, and all of whom reside in Frederick County, except Ezra Leese who is believed to reside in Washington City D.C. She left three children by her last husband, John D. Hummel. Names not known.

Mrs. Elizabeth Brungle - left the following children - Lawrence J. Brungle, Daniel Brungle, Mrs. Eve Margaret Schley, wife of Edward Schley. Mrs. Ann M. Engelbrecht, wife of George Engelbrecht. these are all adults, and are all living in Frederick County, except Daniel Brungle, who died some years since, leaving the following children. John W. Brungle, Robert Brungle, Virginia Brungle, and Fanny Brungle, all of whom are Infants, under the age of twenty one years - except Virginia, who is an adult. Mrs. Harman left the following children who are both living - in Frederick City, to wit, Maria Koontz, wife of Godfrey Koontz, and Ann M. Kolb, wife of Wilson W. Kolb. knows nothing further on this point.

To the fourth Interrogatory. That he knows the property whereon Mrs. Brungart lived at the time of her decease. It was formerly owned by Henry Zeiler, & is believed to be the same described in exhibits No. 1, 2 & 3 handed him for examination. He thinks it would enure to the benefit of all parties, Infant as well as adult, entitled to said Real Estate - if the same were sold, and that the interest & advantage of said parties does require that a sale should be made, of the property in question, it not being susceptible of division.