

per annum, payable on the expiration of the year?

William S. Bantz, a witness of lawful age being produced on the part of the complainants and duly sworn & examined to the 1st, 2d & 3d Interrogatories (his examination to the rest of the Interrogatories being waived by the Solicitors) deposes & says. To 1st Inty. That he does know all the parties.

To 2d Inty That he did know Augustus F. Ebert, and that he is dead.

To 3d Inty. That Augustus F. Ebert, left three children viz Octavius A. Ebert, Maria S. Ebert, and Augustus Ebert. That Octavius A. & Maria S. are over 21 years of age, Maria S. having reached that age within the last month or two, and that Augustus is an Infant under 21 year of age.

The examination of George Smith who was in attendance, being waived by the solicitors, and there being no further witnesses to be examined, & no further time being desired for the production of evidence the Commission closes said Commission, and herewith returns the same, under his hand & seal this 26. day of May. A.D. 1856. Geo. K. Shellman

List of papers returned herewith.

- Witnesses
- Geo. Metzgar
- W. Bromett
- Geo. P. Fleming
- Wm. S. Bantz
- Geo. Smith

- Commission
- Interrogatories
- Two Summs.

And the Commissioner returns herewith the Commission issued in this case on the Eleventh day of February, A.D. 1856. no testimony having been taken under it, according to the direction of complainants solicitor
Geo. K. Shellman

Ebert et al. } No. 2613. Equity.
" } Summon Joseph P. Fleming to be and appear before me, at my office on this 24. day of May. 1854. at 11 o'clock A.M. to be examined as a witness on the part of the complainants in the above case.
To the Sheriff of Ind. Co. }
Geo. K. Shellman, Com.
To take testimony in No. 2613. Equity.

Ebert et al. } No. 2613. Equity.
" } To the Sheriff of Frederick County.
Ebert et al. } Summon Wm. S. Bantz to be & appear immediately before me Commissioner in the above case, at my office, to be by me examined as a witness on the part of the complainant in the above cause.
Geo. K. Shellman

Each of the above subsp. Endors. "Summon?"
M. Rhoadick Shff

Eberts, } No. 2613. Equity. In the Circuit Court, for Frederick County.
" } Sitting as a Court of Equity. Order by the Court, for Frederick County.
Eberts, } Sitting as a Court of Equity, this 22. day of April A.D. 1856. that a Commission issue, to George K. Shellman, Esq. to take testimony in this case.
M. Nelson.

"Endors." The execution of the Commission, will appear by the papers.
Enclosed } Geo. K. Shellman

Ebert } In the Circuit Court, for Frederick County, sitting as a
" } Court of Equity (No. 2613.) February Term 1856.
Ebert }