

In Ref. Johnson, having on the 20<sup>th</sup> day of June 1856 taken the oath annexed to said Commission did at my office in Frederick City - proceed to take the following deposition to wit: Daniel Ward - a witness of lawful age produced on the part of the Complainant - being duly sworn & examined to interrogatories filed with the Commission by Complainant's Solicitor, and herewith returned. Deposes & says to the 1<sup>st</sup> Interrogatory. That he knows all of the parties to the Bill filed in this cause (No 2660 Equity) has known them for a number of years all reside in Frederick County, except Israel Sliper, and Mary Sliper his wife, who are now residents, as to which are adults & which minors under the age of 21 years. He is not informed the following are married. George Summers to Ellen Wallbank Elizabeth Summers to Samuel Putman, Susanna to David Bower, Daniel to Mary Eliza to John Deakley, Mary to Israel Sliper. Knows nothing further to 2<sup>d</sup> Inty. That he knew Abraham Summers, he died in the latter part of the past winter (1856) in Frederick County, he left a widow, named Catharine Summers & the following children, to wit George Elizabeth Putman Susanna Bowers Eliza Deakley Mary Sliper Catharine Malise, Daniel, Noah, Jacob & Amanda Summers, their residences as expressed in answer to the 1<sup>st</sup> Interrogatory - ages not known to 3<sup>d</sup> Inty - That he died intestate possessed of certain Real Estate, situate in the Northern part of Middleburg Valley in Ind. Co and adjoins the lands of Daniel Southemman & Jacob Summers of Co. & contains about 140 acres. To 4<sup>th</sup> Inty. That he has examined exhibit No 1 2 3 4 & 5, filed in this cause - they embrace the lands spoken of in his answer to 3<sup>d</sup> Inty. It is not susceptible of an advantageous division among the children, as it would require the estate to be cut up into too many parts. It is his opinion - therefore - that the interest of all parties concerned, requires that the property should be sold. To the last Inty. that he knows nothing further of importance in the premises. Mary Bower - produced, on the part of the Complainant, having been duly sworn says. To 1<sup>st</sup> Interrogatory that he knows all the parties referred to, has known them for many years they all reside in Frederick County, except Israel Sliper & Mary his wife - are all over the age of 21 years except the latter. Noah, Jacob & Amanda Summers, who are minors, under the age of 21 years. (The balance of this Inty, and also the 2<sup>d</sup> & 3<sup>d</sup> Inty having been waived the witnesses on being examined as to the 4<sup>th</sup> Inty says. That in his opinion, the land left by Abraham Summers died could not be advantageously divided & that the interest of all parties concerned requires that the same should be sold. To the last Inty. - That he knows nothing further of consequence touching these matters. There being no other witnesses to be examined, & no further time reserved for the production of evidence the Commission closed the said Commission, and herewith returns the same, under his hand & seal this 26<sup>th</sup> day of June. A.D. 1856.

Ref. Johnson  
Commissioner

Endorsed. The execution of the within Commission, appears by certain Subscribes herewith annexed.

Ref. Johnson, Com (38)

To the Hon. Mathew Nelson Circuit Judge of the third Judicial Circuit of the State of Maryland. The petition of George Summers, and others Respectfully state that heretofore they filed, in your Honorable Court a Bill for the sale or division of the Estate of Abraham Summers was made a party, Complainant in said Bill, & alleged to be an adult - That upon the