

Commissioners, authorizing them or either of them to take testimony in this cause.

W. J. Rop, Sol. for Compts

Comer to take testimony - Maryland. Let it be known, That you are appointed Commissioners, to examine Evidences in a cause depending in the Circuit Court for Frederick County as a Court of Equity, between John Wächter and Susan E. Wächter his wife et al complainants, and Wesley N. Wächter and David Wächter 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 Evangeliz of Almighty God, touching their Knowledge or remembrance of any thing that may relate to the cause aforesaid; and that you cause notices to be given to the parties or their Attornies, 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 and Seal, into the Court as a Court of Equity, with all convenient speed.

Witness, the Honorable Madison Nelson, Judge of our said Court, 20th day of October Anno Domini 1862.  
 Issued the 21st day of October 1862.

Commissiōners Oath

J. G. Fitzhugh Clerk

You shall, according to the best of your Skill and knowledge, truly, faithfully, and without partiality to any or either of the parties, take the examinations and depositions of all and 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 said parties. So help you God

Clark'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 and witnesses produced & 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

Interrogatories

John Wächter and Susan E. Wächter his wife,  
 Geo. Wächter & Mary Ann Wächter his wife, Samuel  
 Clem & Catharine Clem his wife, Michael Wächter &  
 Rebecca Wächter his wife, Lewis M. Wächter & Maria  
 Wächter his wife, and Rebecca Wächter  
 vs  
 Wesley N. Wächter and David Wächter

No 3039 Equity  
 In the Circuit Court for Frederick  
 County, in Equity.

Interrogatories to be proposed to the witnesses  
 produced and sworn on the part of the  
 complainants.

1st Interrogatory - Do you or do you not know the Complainants and defendants in the title of these interrogatories named or any of them, if yea - state their names - which are adults, which infants - their places of residence - State fully all your knowledge herein. - 2d Interrogatory - Did or did you not know Jacob Wächter Senior if yea state whether he is living or dead if dead the time of his death whether he died leaving a will or intestate - the names of his children living at his death.