

whom they married - whether any of his children have died during his life, leaving children - if so whom, state their names and state if any of his grandchildren have died, since the death of said Jacob Wächter, to this time, if any the name of such deceased grandchildren - and to whom his interest descended - state fully all your knowledge herein. - 3^d Interrogatory - You say in answer to the second interrogatory, that Jacob Wächter died intestate in the year 1871 - Did he die seized and possessed of real estate, if yea where is such real estate situate, describe the land, and the quantity of acres - Look at Exhibits N^o. 1, 2, 3, 4, 5, 6, do or do not those exhibits embrace the lands of which said Jacob Wächter, Senior died, seized and possessed, state fully all your knowledge herein. - 4th Interrogatory - will or will not the lands descended to the heirs of Jacob Wächter Senior deceased - admit of advantageous division among the heirs at law, without loss or injury to the parties concerned, if not does or does not the interest and advantage of all parties infants as well as adults require that the same be sold and the proceeds of sale distributed among the parties interested, if yea state fully your reasons for such opinions. - Lastly - Do you know or have you heard of any other matter or thing that would tend to the benefit or advantage of the Complainants in this cause - if yea state the same as fully as if you were specially interrogated thereto.

W. J. Hop
Sol. for Complainants

At the execution of the annexed commission issued out of the Circuit Court for Frederick County, and to me directed and empowering me to examine evidences in the cause depending in the said Court, between John Wächter and Susan E. Wächter his wife and others, as Complainants and Wesley N. Wächter, Edward Wächter and David Wächter, as defendants, I, William P. Nelson, Commissioner therein named, on the fourth day of November in the year Eighteen hundred and sixty two, at my Office, in Frederick City, Maryland, did proceed then and there to take the following depositions to-wit: George Layman, a witness of lawful age, produced on the part of the Complainants, being duly sworn and examined to interrogatories, filed with the Commissioner by the Complainants therewith returned deposes and says. To the first Interrogatory, that he knows all the parties to this Suit except Edward and David Wächter - all that he knows are adults and all reside in Frederick County. To the 2^d Interrogatory, that he knows Jacob Wächter Sr. he is dead - He died about one year ago - does not know whether he died intestate or whether he left a will - he left as his children Lewis, George, Michael, Catharine, married to Samuel Glen, John and Rebecca Wächter - David Wächter, his son, died during his lifetime leaving two children whose names he does not know or recollect - does not know whether any of the grandchildren have died since the death of Jacob Wächter Senior - To the 3^d Interrogatory, that Jacob Wächter died seized and possessed of real estate - situate in Cereagus town District in Frederick County - thinks his real estate consisted of about one hundred and fifty acres of land - can't say that the property described in the Exhibits 1, 2, 3, 4, 5, 6, now shown him is the property or real estate of which said Wächter died, seized and possessed - To the 4th Interrogatory, that he does not think that the said real estate is susceptible of an advantageous division, in as much as the improvements are all upon one part of the land and the timber upon another part, but is of the opinion that a sale of the property would be advantageous to all the parties interested - To the 5th Interrogatory, that he knows nothing more in reference to the case than he has stated in his answers to the other interrogatories. - Daniel Smook, a witness of lawful age, produced on the part of the Complainants, being duly sworn and examined to interrogatories, filed with the Commissioner by the Complainants, and herewith returned, deposes and says, To the 1st Interrogatory, that he knows all the parties to this Suit except David Wächter, they are all adults and reside