appeared William T. Preston and made oath that the matters and things stated in the foregoing answer are true to the best of his knowledge and belief.

Wm. Mahony Comr.

To the Honorable Madison Nelson Judge of the Circuit Court for Frederick County sitting as a Court of Equity.

The subscriber being the Commissioner named in the annexed Commission hereby certifies that in the Execution of the powers thereby vested in him, he did, on the ninth day of April in the year Eighteen hundred and Sixty three, cause said infants to be brought before him and then and there in the presence of said infants did assign and appoint William T. Preston of said County guardian to said infants and took the answer of the said infants, by their said guardian and under the oath of said guardian by me administered, to the bill of Complaint in said Commission mentioned, which said answer with said Commission is herewith returned, Closed under my hand and Seal this 9th day of April in the Year Eighteen hundred & Sixty three.

Wm. Mahony Comr. (Seal)

Order to issue Comn. to take testimony

Charles H. Burkhart vs Thomas Angleberger & others

No. 3080 In the Circuit Court for Frederick County sitting as a Court of Equity.

B. G. Fitzhugh Esqr. Clerk

You will issue in the above case a commission to Wm. B. Nelson and Robt Wilson Esqr. to take testimony in the above case.

G. Eichelberger
Sol for Complts

Commission

Maryland, Sct. The State of Maryland to William B. Nelson and Robert Wilson Esqrs of Frederick County, Greeting. (Seal) Be it known, that you are appointed Commissioner to examine Evidences in a cause depending in the Circuit Court for Frederick County as a Court of Equity, between Charles H. Burkhart Complainant, and Thomas Angleberger Et al 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 Complainant or defendants, and that you Examine them on their Corporal Oaths, to be by you administered upon the Holy Evangely of Almighty God, touching their knowledge or remembrance of any thing that may relate to the cause aforesaid, and that you cause notice 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 witness, 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, the 9th day of February Anno Domini 1863. Issued the 10th day of April 1863.

B. G. Fitzhugh Clerk

G.E.

Commissioner's Oath

You shall, according to the best of your Skill and knowledge, truly, faithfully & 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.