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 you State the same as fully as if specially interrogated thereto.

W. J. Ross, C. H. Ross
Solrs. for Complainants

Testimony

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 this cause depending in the said Court, between John Hamilton and Elizabeth Hamilton his wife, and others as Complainants and Ellen Hamilton and Lucretia Hamilton as defendants, I, William R. Nelson Commissioner therein named, did on the thirty first day of July in the year Eighteen hundred and Sixty three at my Office in Frederick City, Maryland, proceed then and there to take the following depositions to wit. Michael H. Haller, 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 first Interrogatory, That he is acquainted with all the parties to this Suit and has known them for some years.

To the 2d Interrogatory, That he was acquainted with Margaret Ann Jacobs - that she is dead - that she died in Frederick County, Maryland, during last winter - intestate, -

To the 3d Interrogatory, That Margaret Ann Jacobs never had any children - that she left a brother John Hamilton, and Sisters Mary J. Shace, Eliza Webb and Louisa P. Plummer, all adults - Catharine Doyle, a sister, died before the decease of said Margaret Ann, left one lawful child Ellen now the wife of a certain William Robert - Woodward Hamilton a brother, who died before the said Margaret Ann Jacobs, left the following children, namely John Hamilton Catharine Medcalfe, Glovina Medcalfe and Georgeanna Sis, all adults, and Ellen and Lucretia Hamilton, who are infants under the age of twenty one years - they all reside in Frederick County Maryland,

To the 4th Interrogatory, That Margaret Ann Jacobs was seized in fee of the property described in the paper now shown me and marked Exhibit No - and occupied the same at the time of her death - that the property is not susceptible of division - it is to Small for division and if divided would not admit of advantageous cultivation - the improvements consist of a log house,

To the 5th Interrogatory, That it would be to the interest and advantage of all parties interested that the property should be sold and the proceeds thereof divided amongst the parties entitled, for the reasons given in deponents answer to the fourth interrogatory.

To the 6th Interrogatory, That he knows nothing further than is contained in his answers to the foregoing interrogatories,

Philip Reich, 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 the parties to this Suit and has known them all for some years, - To the 2d Interrogatory, That he knew Margaret Ann Jacobs - that she is dead - that she died sometime during last autumn, in Frederick County, Maryland, and does not know whether or not she died intestate, -

To the 3d Interrogatory, That Margaret Ann Jacobs never had any children - that she left brothers and Sisters and brother's and sister's children as stated by Michael H. Haller in his answer to -