

Interrogatories

Jr Martin &amp; Alon J. Martin

No 3154 Equity

Samuel A. Martin &amp; others

In the Circuit Court for Frederick County sitting in Equity

Interrogatories to be propounded to witnesses produced

on the part of the Complainants.

1<sup>st</sup> Interrogatory - Are you or not acquainted with the parties to this suit - If yes, how long have you known them?

2<sup>nd</sup> Int - Were you or not acquainted with Joseph Martin - is he living or dead if dead, when did he die, state, if you know the names, ages and residence of his Children and heirs at law?

3<sup>rd</sup> Int - Are you or not acquainted with the real estate of which said Jr. Martin died seized and possessed, if yes, look at the papers here shown you marked Exhibit Nos 1 and 2 and state whether or not they embrace and describe the real estate of which Joseph Martin died seized - state whether or not said real estate is susceptible of advantageous division among all said children and heirs at law and whether or not it will be for the benefit of all said heirs at law infants as well as adults that said real estate should be sold and the proceeds distributed among them, state your reasons.

L. Eichelberger

Solr. 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 Evidence in the cause depending in the said Court, between William Martin and Alon J. Martin, as Complainants and Samuel A. Martin and others, as defendants I, William S. Nelson Commissioner therein named did, on the 29<sup>th</sup> day of August 1864, at my Office in Frederick City, Maryland, proceed then and there to take the following testimony, to wit -

The Complainants filed with the Commissioner as Evidence Exhibit No: 1 and 2 herewith returned, and there being no witnesses present to be examined and the Complainants requiring further time for the production of their Evidence, the Commissioner adjourned the said Commission to the third day of September 1864, at which time and at my Office, appeared there being no witnesses present to be examined and the Complainants requiring further time for the production of their Evidence the Commissioner further adjourned the said Commission to the tenth day of September 1864, at which time and at my Office appeared, I proceed to take the following depositions, to wit -

John Grable, 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 1<sup>st</sup> - That he is acquainted with all the parties to this suit and that he has known them for some years.

To the 2<sup>nd</sup> - That he was acquainted with Joseph Martin - that he is dead - that he died about four years ago - that Joseph Martin left eight Children, none of whose names he knows except those of William and John J. Martin, who are adults above the age of twenty one years - the rest of said Children are infants under the age of twenty one years, that Alon J. and William reside in Frederick County and the others in Carroll County Maryland.

To the 3<sup>rd</sup> - That he is acquainted with the real estate of which said Joseph Martin died seized and possessed - that he looks at the paper writings now shown him marked Exhibit No 1 and Exhibit No 2 - that the land described in said Exhibits is that of which the said Joseph Martin died seized and possessed - that said land is not susceptible of -

Deere