

Interrogatories

David W. Dunderer

No 3161.

In the Circuit Court for Frederick County sitting as a Court of Equity in

John F. Dunderer and others

Interrogatories to be proposed to witnesses to be produced on the part of Complainant.

- 1st - Are you or not acquainted with the parties to this suit or either, or with each of them? And how long have you known them? ~
- 2^d - Were you or not acquainted with one Margaret Dunderer formerly a resident of Frederick County? Is she dead or alive? If dead when and where did she die? ~
- 3^d - Do you or not know, the lands of which said Margaret Dunderer died, seized and possessed? If yes, look at the Exhibits now shown you, did she not die seized of the property described in said Exhibits? State fully all your knowledge therein. ~
- 4th - Did or did not the said Margaret Dunderer die intestate? If so, state to whom did her property descend? Give the names and ages of all of her heirs at law, to the best of your knowledge? Also their present places of residence? Do they live within or beyond the limits of the State of Maryland? ~
- 5th - Would said land admit of division among all of said Margaret Dunderer's children and heirs at law without injury and loss? Would it or not be to the advantage of all the parties concerned, infants as well as adults that said real Estate should be sold, ~

G. Eichberger, Solr for Compt.

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 Witnesses in the case depending in the said Court, between David W. Dunderer as Complainant and John F. Dunderer and others, as defendants, I, William B. Nelson, Commissioner therein named did on the 27th day of September Eighteen hundred and sixty four, at my Office in Frederick City, Maryland, proceed to take the following depositions, to-wit:

David W. Dunderer, a witness of lawful age, produced on the part of the Complainant, being duly sworn and examined to interrogatories filed with the Commissioner by the Complainant and herewith returned deposes and says. ~

To the 1st That he is acquainted with all the parties to this suit and that he has known all of them for many years - that they are defendants brothers and sisters. ~

To the 2^d That he was acquainted with Margaret Dunderer - that she is dead that she died in February Eighteen hundred and sixty three. ~

To the 3^d That he is acquainted with the lands of which said Margaret died seized and possessed - that they are the same as are described in Exhibit No 1, now here shown to deponent. ~

To the 4th That Margaret Dunderer died intestate as to said real Estate - that said land descended to John F. Dunderer, Dennis W. Dunderer, Sarah, married to Jeremiah Shney, Susannah, married to Jesse S. Clark, Ellen R. married to Upton Rumbles, Hannah W. married to Benjamin W. Buckingham and David W. Dunderer children of said intestate, Margaret M. James, daughter of intestate deceased daughter Elizabeth, and only, child and heir and Sarah E. James, only child and heir of intestate deceased daughter Margaret, that they are all adults, except Margaret M. and Sarah E. James who are infants under the age of twenty one years and are all residents of the State of Maryland, except Upton Rumbles the husband of Ellen R. Rumbles, who resides out of the State of Maryland. ~

To the 5th That said real Estate will not admit of an advantageous division amongst

Secur