

The answer of Geo. Milton Eichelberger an infant under the age of twenty one years by John A. Martin his Guardian to the bill of Complaint of Martha R. Eichelberger against him exhibited in the Circuit Court for Frederick County sitting in Equity.

This defendant cannot admit any of the matters and things alleged in said bill of Complaint and being an infant of tender years submits his rights to the protection of this Court.

John A. Martin Guardian

On this 20th day of June in the year 1865 the above named John A. Martin Guardian appeared before me the Commissioner and made oath on the Holy Evangelists of Almighty God that the matters and things stated in the aforesaid answer are true to the best of his knowledge belief,

James Pickens

Commissioner

Maryland etc

The State of Maryland to William P. Nelson and Robert Wilson Esqrs. of Frederick County, greeting. That you are appointed Commissioner to examine evidence in a cause depending in the Circuit Court for Frederick County as a Court of Equity, between Martha R. Eichelberger Guardian of Complainant and Geo. Milton Eichelberger et al defendant. 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 evidence as shall be named and produced to you by either the Complainant or defendant; and that you examine them on their corporal oaths, to be by you administered upon the Holy Evangelists 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 attorneys, of the execution of the Commission, before you execute the same; and having received the depositions of the witnesses, as taken by you into writing, you do send the same with this Commission, closed under your hand and seal, into the Court as a Court of Equity, with all convenient speed. Witness the Hand of Wm. Madison Nelson, Judge of our said Court, this day of July Anno Domini 1865. Issued the 15th day of August 1865.

J. W. Learty Clerk

Commissioners Oath.

You shall according to the best of your skill and knowledge, truly, faithfully, and without partiality to any or either of the parties, take the examinations and depositions of all and every witnesses 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. In help you God.

Clerk's Oath.

You shall truly, faithfully and without partiality to any or either of the parties in this cause, take write down and transcribe, the depositions of all and every the witnesses and witnesses produced and examined by the Commissioners named in the Commission hereunto annexed, as far forth as you are directed and employed by the said Commissioners to take, write down, and transcribe the said depositions, or any of them. In help you God.

Interrogatories

Martha R. Eichelberger Guardian of Geo. W. Eichelberger an infant, Geo. W. Eichelberger et al Interrogatories to witnesses to be produced by Complainant. 1st Did you know Samuel C. Eichelberger late of Frederick County? Is he dead? When did he die?

Testimony