Evidences in a cause depending in the Circuit Court for Frederick County as a Court of Equity, between John E. Garrott complainant and Oscar P. Crampton 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 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 attorneys, of the execution of the Commission, before you execute the same; and having reduced the depositions of the witnesses, so taken by you, into writing, you send the same with this Commission, close under your hand & seal, into the Court as a Court of Equity, with all convenient speed —

Witness the Hon. Mazion Nelson Judge of our said Court, the 16 day of Oct A.D. 1865. — Issued the 23 day of December 1865. —

Jas W. Crery Clerk,

Interrogatories

Interrogatories to be propounded to Erasmus T. Garrott and William Kelley and Oscar P. Crampton, witnesses produced on part of Complainant —

First Int. — Do you or not know the parties to this? (Name them) and did you know John D. Garrott and Olevia Crampton mentioned in the Bill of Complaint in this cause? If yes how long have you known them, and where did they reside. — 2d Int. Is said John D Garrott alive or dead? If dead, when did he die, and did he die intestate or not. — 3d Int. Did he or not die seized and possessed of any real estate in said Frederick County? If yes, about how much, and where situated — 4th Int. Look at Exhibit A and Exhibit B. (produce them) and say whether or not the lands embraced therein were parts of said real estate. — 5th Int. Whom, if any, did said John D. Garrott leave surviving him as his representatives and heirs at law. — 6th Int. State whether or not, you know of any agreement entered into by & between the said John E. Garrott & Annie R. his wife, said Olevia and Oscar P. Crampton her husband & said Matilda Garrott said widow, since the decease of said John D. Garrott as to a partition & enjoyment in severalty among them of the said John D's said lands? If yes, state when made, and what it was, & how you know — 7th Int. State what if any thing was done by the said parties in pursuance of said agreement — 8th Int. State whether or not said Oscar P and wife Olevia and said widow Matilda have conveyed to said John E. his portion so described as aforesaid in Exhibit B. and if not do you know of any reason why — 9th Int. When did said Olevia die, and did she leave any children or representatives surviving her? If yes, who? and if children, give their names, and state whether they are infants or not and where they have and still reside. — 10th Int. Do you know of anything further of interest to the parties in connection with this cause. —

John Ritchie Jol for Compts

Testimony

At the Execution of the within Commission issued out of the Circuit Court for Frederick County & to me directed & empowering me to examine Evidences in the cause depending in the said Court, between John E. Garrott as Complainant & Oscar P. Crampton & others defendants I, William B Nelson, Commissioner therein named, did, on the 29 day of December, Eighteen hundred & sixty five, at my Office in Frederick, Md, proceed to take the following testimony to wit: The Complainant filed with the Commissioner as evidence Exhibits "A." & "B." which are herewith filed and returned; and there being no witnesses present to be examined and the complainants requiring further time for the production of his Evidences, the said Commission was adjourned to the 6th day of January Eighteen hundred & sixty six, at which time and at my Office aforesaid, I proceeded then & there to take the following depositions, to wit —

Erasmus Garrott, a witness of lawful age, produced on the part of the Complainant, being duly sworn & examined to interrogatories filed with the Commissioner by the Complainant and herewith returned deposes and says. — To the First Int. That he knew them all —