Commission

Maryland Sct.

The State of Maryland To Wm B Nelson and Robert Wilson Esqr. of Fredk Co Greeting,

Be it known, that you are appointed Commissioners, to examine Evidences in a cause depending in the Circuit Court for Frederick County as a Court of Equity, between Andrew S. Henson Etal Complainants and Catharine Henson Etal 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 all such Evidences as shall be named and produced to you by either the Complainants 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 attornies, of the execution of the commission, before you execute the same; and having reduced the depositions of the witness, so taken by you, into writing, you send the same, with this commission, close under your hand and seal, into the Court as a Court of Equity, with all convenient speed. Witness the Hon. Madison Nelson judge of our said Court, the 2d day of July Anno Domini 1866. Issued the 19th day of September 1866.

Jno W. L. Cearty Clerk

Interrogatories

Andrew S. Henson & Susan A. Henson vs Catharine Henson Etal

No. 3311 Equity.

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

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

First. Are you or not acquainted with the parties to this suit, or either or which of them, And how long have you known them. Second. Were you or not acquainted with one William Henson formerly of Frederick County, & he living or dead, If dead, when and where did he die. Third. Did said William Henson leave a widow, now living? If yes, what is her name, where does she live & what is her age and state of health. Fourth. Do you or not know the land of which said Wm Henson died, seized & possessed? If you look at the Exhibits now shown you, did he die seized of the property described in said Exhibits and state to the best of your knowledge the value and quantity of said land. Fifth. Did said Wm Henson die intestate. If so state who are his children & heirs at law, state all their ages and places of living. Sixth. Will said land admit of advantageous division among all of said heirs at law and would it not be to the interest and advantage of all of said heirs at law, infants as well as adults for said real estate to be sold and the proceeds distributed amongst them. State fully all your knowledge herein and your reasons for your opinion.

W G. Ulmer Solr for Compts

Testimony

At the Execution of the annexed Commission issued out of the Circuit Court for Frederick County and to me directed empowering me to examine witnesses in the cause depending in the said Court between Andrew S Henson & Susan A Henson, as Complainants, & Catharine Henson Etal as defendants, I William B. Nelson, Commissioner therein named, did on the 19th day of September A. D. 1866, at my Office in Fredk City Md, proceed to take the following testimony. The Complainants filed with the Commissioner as evidence Exhibits No 1 & 2, which are herewith returned by the Commissioner and there being no witnesses present to be examined and the Complainants requiring further time for the production of their evidences the said Commission was adjourned to the 25th day of September A D 1866 at which time and at the place aforesaid, I then & there proceeded to take the following depositions, to wit. Henry Black a witness of lawful age produced on the part of the Complainants, being duly sworn & examined to interrogatories filed with the Commissioner by the Complainants & herewith returned deposes and says. To the 1st Int. That he is acquainted with the Complainants and Catharine

Decree