

Defendant; and that the answer is very uncertain, evasive and insufficient in the law to be replied unto by the repliants without that, that any other matter or thing in the said answer contained, material or effectual in the law to be replied unto, and herew and hereby well and sufficiently replied unto; Confessed or avowed, traversed or denied, as true, all which matters and things these repliants are ready to aver, maintain and prove as this Honorable Court shall direct and humbly pray as in and by their said Bill they have already prayed. ~

Filed February 11<sup>th</sup> 1867. ~

Wrayson Eichelberger  
Sol<sup>r</sup> for Repliants

Samuel W. Plummer & wife

vs  
Hyde Griffiths & Others ~

Filed February 11<sup>th</sup> 1867 ~

No 3317 Equity ~

In the Circuit Court for Frederick County ~

The Clerk will issue to the standing Commissioners a Commission to take testimony in this case. Feb 11<sup>th</sup> 1867. ~

W Eichelberger  
Sol<sup>r</sup> for Complainants

Commission  
to take  
Testimony

Maryland et al:

The State of Maryland to William B Nelson and Robert Nelson Esq of Frederick County, Executors. ~ Be it known, that you are appointed Commissioners, to examine Evidence on a cause depending in the Circuit Court for Frederick County as a Court of Equity, between Samuel W Plummer et al Complainants, and Hyde Griffiths et al. Defendants. ~ You are therefore required, having first taken the Oath hereunto annexed, and also administered the annexed oath to the persons whom you shall appoint as clerks 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 Complainants or Defendants; and that you examine them in their Corporal oaths, to be by you administered upon the Holy Evangelist 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 closed under your hand and seal into the Court as a Court of Equity, with all convenient speed ~ Witness, the Honorable Madam Nelson Judge of our said Court the 11<sup>th</sup> day of February Anno Domini 1867  
Signed the 11<sup>th</sup> day of February 1867.

(G. C.)

W H Carby, Clerk

"Commissioner's 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 witness and witnesses produced and examined by virtue of the commission hereunto annexed, upon the interrogatories now, or which may hereafter, before the said Commission as closed, be produced to and left with you, by either of said parties. So 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 witness and witnesses produced and examined by the Commissioner named in the Commission hereto annexed, as far forth as you are directed and employed by the said Commissioner to take write down, and transcribe the said depositions, or any of them. So help you God. ~

Filed February 11<sup>th</sup> 1867 ~

Interrogatories

Samuel W. Plummer & others

vs  
Hyde Griffiths and Others

No 3317 Equity ~

In the Circuit Court for Frederick County sitting

as a Court of Equity. ~

Interrogatories to be propounded to witnesses to be ex-

Testimony