

Evidences in a cause depending in the Circuit Court for Frederick County as a Court of Equity between John P. Sellman and wife Complainants and Augustus Barnes and wife and others Defendants, now and 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 complainant or defendants; 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 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 Hon. Madison Nelson, Judge of our said Court, this day of January Anno Domini 1866. - Signed the 3^d day of January 1866.

Witness

John G. Leary 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 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. - 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 witnesses and witnesses produced and examined by the Commissioner named in the Commission hereunto 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.

Interrogatories

John P. Sellman wife
Augustus Barnes et al

No 3271 Equity
In the Circuit Court for Frederick County in Equity
Interrogatories to be propounded to witnesses to be examined on behalf of the Complainants.

First - Are you or not acquainted with the parties to this suit, and which of them, and how long have you known them? - Second - Were you or not acquainted with Henry Watterick late of Frederick County, if yes, is he living or dead? When and where did he die? - Third - Did said Henry Watterick leave a widow, if yes, what was her name and where did she live? and is said widow now living, if not, when and where did she die? - Fourth - Give the names ages and places of residence of all of said Henry Watterick's children or heirs at law, if any are married give the names of their wives or husbands with their places of residence? - Fifth - Are you or not acquainted with the real estate of which Henry Watterick died, seized and possessed? If yes look at the papers now shown you marked Exhibit No 1 and 2 and state whether or not said Henry Watterick died, seized and possessed of the real estate therein described. Also state whether the real estate described in said Exhibits No 1 and 2 is the same as that conveyed by Henry Watterick to Lydia A. Conner for her lifetime as described in Exhibit No 3, state the value and quantity of said land. - Sixth - Is said real estate susceptible of an advantageous division among all the children and heirs at law of said Henry Watterick? will it be to the interest and advantage of all of said children and heirs at law, infants as well as adults for said real estate to be sold and the proceeds distributed among them, state fully all your knowledge hereon and your reasons for your opinion.

William G. Oliver

Att. for Complainant

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