

Grayson Eckelberger  
Solv. for Complainant

to take testimony in the above case. ~  
Dec. 12: 1865. ~

Commission

Maryland etc  
The State of Maryland to William B. Nelson and Robert Wilson Esq of Frederick County  
In Equity. Be it known, That you are appointed Commissioners, to examine evidence in a case  
depending in the Circuit Court for Frederick County as a Court of Equity, between Benjamin Moffett  
Sr. and Dussilla S. Moffett Complainants and Benjamin S. Sawyer and Ellen S. his wife and  
defendants. You are therefore required, having first taken the oaths 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 Corporate oaths, to  
be by you administered upon the Holy Evangel 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 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 16th day of October Anno Domini 1865. ~

Issued the 12: day of December 1865. ~  
G.E.

J. W. L. Carty 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 is closed, be  
produced to and left with you, by either of said parties. ~ I 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. ~ I help you God. ~

Interrogatory

Benjamin Moffett Sr &  
Dussilla S. Moffett

No 3252 Equity. ~

In the Circuit Court for Frederick County in Equity.

Benjamin S. Sawyer Esq.

Interrogatories to be propounded to witnesses to be examined  
on behalf of Complainants. ~

- First ~ Are you or not acquainted with the parties to this suit and how long have you known them and each of them. ~
- Second ~ Were you or not acquainted with Benjamin Moffett Sr. ~ if yes, is he living or dead, when did he die ~ state if you know, the names of his children and heirs at law ~ which are adults and which infants under twenty one years of age and where they reside. ~
- Third ~ Look at the paper now shown you marked Exhibit No. 1, and at the first signature 'Benj. Moffett' thereon and state whether you ever saw said Benj. Moffett write and whether said signature is or not in his handwriting. ~ State fully your knowledge herein.
- Fourth ~ Are you or not the administrator of the personal estate of Benj. Moffett dec'd? if yes, is or not the personal estate sufficient for the payment of the debts due and owing

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