

or any or which of things if you have long have you know them state your knowledge herein second Did you know Christian Smith of Ga is he living or dead if dead when did he die state all your knowledge herein third Can you say that Christian Smith is dead did he die testate or intestate did he or did he not die seized of real estate if you look at the deed now shown you did he die possessed of the land described in said deed state fully all your knowledge herein fourth Did Christian Smith leave a widow and children if you state their names which of them are adults and which remaining under the age of twenty one years and where do they reside fifth Did you ever see Christian Smith write or do you know his handwriting if you look at the note now shown you is or is not that note in the handwriting of said Christian Smith and do you know anything in reference to the credit and amount of said note if you state fully all your knowledge herein and whether the said note is still unpaid sixth Have you any means of knowing the condition of the personal estate of said Christian Smith if you state whether his personal estate is sufficient to pay his debts and whether it will require that his real estate should be sold for that purpose state all your knowledge herein seventh Do you know or have you heard of any other matter or thing that would tend to the benefit or advantage of the complainant in this cause if you state the same as fully as if you were specially interrogated thereby

Wm. D. P. Solicitor for
Complainant

At the execution of the enclosed Commission issued out of the Circuit Court for Wadsworth County sitting as a Court of Equity to me directed and empowering me to examine evidence in a Cause pending in said Court between Andrew Deery as Complainant & George Smith & others as defendants being No 2818 on the Equities Docket of said Court I Mason Echel being the standing & duly qualified Commissioner did proceed to take the following deposition at my law office in Wadsworth on Monday the 5th day of January 1859 George Smith a witness of lawful age produced on the part of the Complainant being fully sworn & examined by interrogatories filed with me by the Complainant & Solicitor & answers returned as follows and says. In the first interrogatory I know all the parties & have known them all for some years. In the second Int I did know Christian Smith, he is dead he died about the first of December 1858 In the third Int He died intestate he died seized of real estate he died possessed of the real estate described in the deed now shown you marked exhibit No 3 - In the fourth Int He left a widow named Mary & the following children Marnie R. Mary & George & Howard &