

Maryland Se

The State of Maryland to Grayson Eichelberger Esq
 of Frederick County Greeting. Be it known that you are
 appointed Commissioner for examining evidence in a cause
 depending in the Circuit Court for Frederick County as a
 Court of Equity between David Baer John H Baer Wm C
 Ely and Ely his wife Complainants and Ely a
 John Baer David H Baer et al 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 Evidence as shall be
 named and produced to you by either the Complainants
 or defendants and that you examine them on their solemn
 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 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 unless the Honorable Madison
 Nelson Judge of say said Court the 8th day of January Anno-
 Domini 1859 Speeded the 12th day of January 1859

B. G. Fitzhugh Clerk

David Baer & others } N^o 2795 Equity in the Circuit
 Ely & Baer & others } Court for Frederick County as a
 Court of Equity
 January Term 1859

Interrogatories on the part of the Complainants 1st Do -
 You know the parties to this suit 2nd Why of them are
 adults and who are infants? 3rd Do you know the Real
 property of which John Baer died seized & proposed
 if so is it the same property & described in the Bill in
 this case & also described in Exhibit A - 4th Is said
 Real property capable of being divided or partitioned
 among the parties to this suit to their advantage 5th
 Do you believe that it would be to the interest and
 advantage of all the parties to this case the infants
 as well as adults that said property should be sold
 and the proceeds divided among them entitled according
 to their respective interests 6th Do you know any thing
 else of interest or advantage to any of the parties to this
 suit

John H Lynch
 Ad for Com. to