

At the reception of the enclosed Commission issued out of the Circuit Court for Frederick County sitting as a Court of Equity & to me directed and empowering me to examine evidence in a cause pending in said Court between Daniel Mann as Complainant and Samuel Hays and others as defendants being N<sup>o</sup> 2727 on the Equity docket of said Court, I Grayson Eckelberger Commissioner therein named duly appointed & qualified as standing Commissioner did at my law office in Frederick on Monday the 7th day of December 1857 proceed to take the following deposition by Jacob Lang of D. a witness of lawful age produced on the part of the Complainant being duly sworn & examined to interrogatories filed with me by the Solicitor for the Complainant and herewith returned Deposes and says. To the first Interrogatory I have known Daniel Mann the Complainant and Daniel Leatherman and Joseph Draper for many years the rest of the defendants I am not personally acquainted with. To the second Interrogatory I look at the paper now shown me marked Exhibit N<sup>o</sup> 1. I know John Mann & Andrew Draper William Draper Isaac Draper David Draper & Joseph Draper I am not personally acquainted with the rest of the grantees named in said deed I have always heard from the Draper family that Elizabeth Draper Hopewell Draper & Nancy Draper were heirs of old William Draper old William and Mary Draper were in possession of said land during William Draper's lifetime since his death Mary Draper & Joseph Draper have been in possession the rest of the heirs having all left it I don't know of my own knowledge that any of said grantees are dead though I have heard from the Draper family that some of the girls are dead but which of them I am unable to say.

To the 3<sup>d</sup> Interrogatory. I look at the paper now shown me marked Exhibit N<sup>o</sup> 2 & 3 the said Isaac & Andrew Draper therein named are the same parties named in my answer to the second Interrogatory. To the 4<sup>th</sup> Interrogatory I look at the paper now shown me marked Exhibit N<sup>o</sup> 4 & 5 the said William and David Draper therein named are the same persons named to me in my answer to the 2<sup>d</sup> Interrogatory. To the 5<sup>th</sup> Interrogatory Daniel Leatherman and Joseph Draper reside in this County. I don't know where the rest of the defendants reside though I know they don't reside in this State and that they are all of full age. To the 6<sup>th</sup> Interrogatory I know said real estate and in my opinion it will certainly be for the interest & advantage of all the parties interested that it should be sold because it is fast going to destruction for want of proper attention. To the 7<sup>th</sup> Interrogatory I know nothing further. The Solicitor for the Complainant herewith filed with me the papers filed & marked as Exhibits from N<sup>o</sup> 1 to N<sup>o</sup> 5 inclusive. There being no more witnesses & the parties not desiring any further time for the production of evidence I closed the said Commission & herewith return the same closed under my hand & seal this 7th day of December 1857

Grayson Eckelberger  
Commissioner