Interrogatories

John T Buxton and others
vs
James L Baxter and others

No. 3484 Equity ~
In the Circuit Court for Frederick County, sitting as a Court of Equity ~

Interrogatories to be propounded to witnesses to be produced on the part of the Complainants. ~

1st. Are you or not acquainted with the parties to this suit, or either and which of them? ~

2nd. Are you or not acquainted with the lands of which Brook Baxter late of Frederick County, died seized and possessed? If yes, Look at the papers now shewn you, marked Exhibits 1 & 2. Are or are not said Lands correctly described in said Exhibits? State to the best of your belief, all your knowledge herein. ~

3rd. Were you or not acquainted with a certain Brook Baxter Sr late a resident of Frederick County? Is he dead or Alive? If dead, when and where did he die?

4th. Was or was not the said Brook Baxter Sr. married at the time of his death? If yes, who is his widow? And where did she reside?

5th. Did the said Brook Baxter Sr. leave children or not? If yes, state how many, their names, ages, and present places of residence — and if any are married, State when and to whom?

6th. Are you or not acquainted with the land whereof the said Brook Baxter Sr. died seized and possessed? If yes, Can or can not said lands be divided without loss or injury to all the parties interested, to have said lands sold, and the proceeds divided among those interested. State fully your knowledge herein. ~

Francis Brengle
Solr. for Complainants

Filed Nov. 11th 1869 ~

Testimony

At the execution of the annexed Commission, issued out of the Circuit Court for Frederick County, sitting as a Court of Equity, and to us directed, empowering us to examine witnesses in the Cause depending in the said Court, between John T Buxton et al. vs Francis Brengle and J E R Wood Commissioners therein named, having Summoned the Complainants witnesses to appear before us on the 11th day of November A.D. 1869, both no witnesses having appeared, the Commissioners adjourned the Commission until the 22nd day of November A.D. 1869, At which time and at our Office in Frederick City Maryland and in the presence of the Complainants Solicitor, proceeded to take the following deposition, to wit: ~

Leonard C. Mullinix a witness of lawful age, produced on the part of the Complainants, being duly sworn, and examined to interrogatories filed with the Commissioners by the Complainants and herewith returned deposes and says. ~

To the 1st Int. ~ That he knows all the parties to this suit, and has known them for many years. ~

To the 2nd Int. ~ That he knows the lands of which Brook Baxter Sr died seized and possessed, and that the said lands are accurately described in Exhibits Nos. 1 and 2, and that he knows the lands well. ~

To the 3rd Int. That witness was acquainted with Brook Baxter Sr of Frederick County Maryland, in his lifetime, he is dead, died in March A.D. 1869 at the Relay House from an injury received from being struck by the Cars. ~