

Nelson, Chief Judge of our said Court, 20<sup>th</sup> day of September Anno Domini 1869. ~  
Dated the 22<sup>nd</sup> day of September 1869  
Filed November 6<sup>th</sup> 1869 ~ Charles Mautz, 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. So help you God. ~

*Clerk's Oath* You shall truly, faithfully, and without partiality to any or either of the parties to this cause, take, write down, and transcribe, the depositions of all and every the witness and witnesses produced and examined by the Commissioners named in the Commission hereunto annexed, as far forth, as you are directed and employed by the said Commissioners to take, write down, and transcribe the said depositions, or any of them, so help you God. ~

*Interrogatories* John Gardner, Susan his wife, } No 3453 Equity. ~  
George Gardner, Robert Le Krieger, }  
Anna M. C. his wife, John Nachtel }  
Sarah A. R. his wife. ~ }  
Or }  
John P. Gardner, Julia A. his wife }  
Elizabeth Gardner, Frederick }  
Reck, Lewis A. Reck }  
In the Circuit, Circuit for Frederick County as a Court of Equity. ~

Interrogatories to be proposed to witnesses to be produced on the part of the Com-  
plainant. ~

1<sup>st</sup> Sub: ~ Are you or each acquainted with the parties to this suit, or either of them? If yes, how long have you known them and each of them? ~

2<sup>nd</sup> Sub: ~ Were you or not, formerly acquainted with one John Peter Gardner formerly a resident of Frederick County? Is he dead or alive? If dead, when and where did he die?

3<sup>rd</sup> Sub: ~ Was or was not the said John Peter Gardner married at the time of his death? If yes, who is his widow, and where does she reside?

4<sup>th</sup> Sub: ~ Did or did not the said John Peter Gardner leave children? If yes, state how many, and their sexes, names, ages, present places of residence, and conditions in life, state fully all of your knowledge herein - which are alive which dead, and the nearest relatives of those who are dead? ~

5<sup>th</sup> Sub: ~ Did or did not the said John Peter Gardner die seized and possessed of valuable real estate, situated in Frederick County? Look at the paper now shown you marked Exhibit No. 1. Does or does not said paper contain a description of all the real estate of which the said John Peter Gardner, died seized and possessed? State fully your knowledge herein. ~

6<sup>th</sup> Sub: ~ Is or is not the said real estate susceptible of partition without loss or injury to the parties interested? State fully your knowledge herein, and any circumstances within your knowledge which may lead you to the opinion which you entertain on this subject. ~

7<sup>th</sup> Sub: ~ Would or would not be for the interests and advantage of the infant