

Commissioner to take testimony

Maryland etc:

The State of Maryland, to George W. Shellman and J. E. Hood Esqrs of Frederick County, Greeting.

Be it known, that you are appointed Commissioners, to examine Evidences in a Cause depending in the Circuit Court for Frederick County as a Court of Equity, between David O. Thomas, Complainant, and Mrs. Eliza J. Thomas, Emma B. Thomas and others Defendants.

You are therefore required, having first taken the Oath thereunto annexed, and also administered the Annexed Oaths 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 Evidences as shall be named and produced to you by either the Complainant or Defendants; And that you examine them on their Confessional 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, closed under your hand and seal into the Court as a Court of Equity, with all convenient speed.

Witness the Honorable William P. Maulsby Chief Judge of our said Court, 20th day of February Anno Domini 1871

Issued the 4th day of April 1871.

Charles Maury, 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 thereunto 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.

W. Mahoney, J. P. Apr. 13th 1871

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 Commissioner named in the Commission thereunto Annexed, as far forth as you are directed and employed by the said Commissioner to take, write down, and transcribe the said depositions, or any of them, So Help you God.

Filed April 10th 1871

Interrogatories

David O. Thomas
vs
Mrs Eliza Thomas
Emma B. Thomas et al

No. 3586 Equity
In the Circuit Court for Frederick County in Equity.

At the execution of the Annexed Commission issued out of the Circuit Court for Frederick County, as a Court of Equity, and empowering us to examine Evidences in the Cause depending in the said Court, between David O. Thomas as Complainant and Mrs. Eliza Thomas and others as Defendants. We George W. Shellman, and John E. Hood the Commissioners therein named having attended on the thirteenth day of April A.D. 1871 at the Law Office of George W. Shellman and John E. Hood pursuant to previous notice thereof given - and taken the Oath annexed to the said Commission - did proceed then and there, to take the following depositions, to wit.

George W. Swaffer a witness of lawful age, produced on the part of the

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