

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 Defendant, and that you examine them on their Confession, rather, to be by you administered upon the Holy Evangel of Almighty God, touching their knowledge or remembrance of anything that may relate to the Cause before said; 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 Honourable William P. Maulsby, Chief Judge of our said Court  
8<sup>th</sup> day of May Anno Domini, 1841

Issued the 2<sup>nd</sup> day of September 1841

Charles Mauley, Clerk

Comms<sup>r</sup> 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 either of the Commissions herewith 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 Commissions named in the Commissions herewith annexed, as far forth as you are directed and employed by the said Commissions to take, write down, and transcribe the said depositions, or any of them. So help you God. -  
Filed September 18<sup>th</sup> 1841.

Interrogatories

Interrogatories to be propounded to the witnesses produced upon the part of the Complainant. -

1<sup>st</sup> Sub. Do you know the parties to this suit? If yea, how long? -

2<sup>nd</sup> Sub. Did you know Alfred Molesworth in his life time?

3<sup>rd</sup> Sub. - Is said Molesworth dead? If yea, when did he die?

4<sup>th</sup> Sub. Did he die intestate?

5<sup>th</sup> Sub. Of what property did he die seized and possessed, if any?

6<sup>th</sup> Sub. Are you acquainted with the real estate of which said Molesworth died seized and possessed? if yea, State if said real estate is susceptible of an advantageous division among the parties entitled to the same, or if it would be to the interest and advantage of said parties, to have said real estate sold and the proceeds divided amongst said parties. Give your reasons for your opinion on this subject.

7<sup>th</sup> Sub. Did said Molesworth leave any children? if yea, State their names and which of them, if any, is under twenty one years of age.

8<sup>th</sup> Sub. Did said Molesworth leave a widow? If yea, state her age and name.

Frederick J. Nelson

Att. for Complainant

Filed September 18<sup>th</sup> 1841 -

Testimony

At the execution of the annexed Commission issued out of the Circuit Court, for Frederick County, and to us directed, and empowering us to examine evidences in the Cases therein depending, between Asbury Molesworth and others, as Complainants, and Rufus G. Molesworth and others as Defendants,