

2<sup>nd</sup> Sub. - Are you or not acquainted with the handwriting of a certain David C. Stew?  
If yes, look at the paper now shewn you marked exhibit No 1. Is or is not the signature  
David C. Stew attached as attesting witness to the Note herewith Exhibited, in the proper hand  
writing of the said David C. Stew, state all your knowledge hereon? ~

3<sup>rd</sup> Sub. - Were you or not acquainted with one William R. West formerly a resident  
of Frederick County? Is he dead or alive? If dead, when and where did he die?

No 4. Did or did not the said William R. West leave a Widow? If yes, state her  
name, and whether or not the said widow is now married or single, and if mar-  
ried to whom?

5<sup>th</sup> Sub. - Did or did not the said Wm R West leave children? If yes, state their  
names, ages and present places of residence?

6<sup>th</sup> Sub. - Is or is not the personal estate of the said William R West sufficient  
to pay his debts? If no, state fully all your knowledge upon the matter  
referred to?

7<sup>th</sup> Sub. - Are you or not acquainted with the lands whereof the said William  
R West died seized and possessed? If yes, look at the papers now shewn  
you, marked Exhibits Nos. 3 + 4, Is or is not said land described in said pa-  
pers? State all your knowledge hereon. ~

Wm Ross  
Chas W Ross  
Sol. for Complainants

Filed Jan. 29<sup>th</sup> 1870 ~

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, em-  
powering us to examine Evidence in the cause depending in the said Court between  
David Cagle vs Christian Bowers and wife et al. - We Francis Brough and  
J. E. Hood Commissioners therein named having met at our Office in Frederick  
City Maryland, on the 19<sup>th</sup> day of December A. D. 1869, did then and there proceed to take the  
following testimony. ~ The Exhibits for the Complainant filed with the Commissioners  
as evidence Exhibits Nos 1 2. 3 + 4. The Commissioners then proceeded to take the following  
depositions, to wit:

William H Greenholtz, 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 1<sup>st</sup> Sub. ~ That he knows the parties to this suit and has known them  
for many years. ~

To the 2<sup>nd</sup> Sub. ~ That he has seen David C. Stew write, that he believes the signature  
"David C. Stew" annexed to Exhibit No 1 to be in the handwriting of said David  
C. Stew. ~

To the 3<sup>rd</sup> Sub. ~ That he was acquainted with one William R. West He is dead.  
He died in Liberty District, at his place of residence in Frederick County No.  
three or four years ago ~

To the 4<sup>th</sup> Sub. ~ That the said William R. West did leave a Widow, Matilda West  
now married to Christian Bowers. ~

To the 5<sup>th</sup> Sub. ~ That he left five children Only four are now living, John West,  
Delia West, Elizabeth West and Sarah Jane West, They are all minors and  
reside in Frederick County. ~

To the 6<sup>th</sup> Sub. ~ That the personal property of said William R. West is not  
sufficient to pay his debts. That it would not bring \$20 at Public Sale.

To the 7<sup>th</sup> Sub. ~ That he (the witness) looks at Exhibits 3 + 4, and says the  
lands of which said Wm R West died seized and possessed are described in