

Exhibits J, H, N, B, and W, O. with the Bill, and says that the said lands are therein accurately described, and he was in possession of said lands at the time of his death, except that portion described in Exhibit W, O. ~
 To the 5th Sub: That the said J. A. H. Cunningham was married at the time of his death, Mattie C. Cunningham is his widow who resides in Frederick County. ~

To the 6th Sub. ~ The said J. A. H. Cunningham left three children all infants under twenty one years of age, their names are Benjamin Cunningham, Kate Cunningham, and Jesse Cunningham, none of the said children are over twelve years of age, they all reside in Frederick County and are now married. ~

David Thomas a witness of lawful age, produced on the part of the Complainant, being duly sworn and examined to Special Interrogatories filed with the Commissioners by the Complainants and herewith returned deposes and says. ~

To the 1st Sub. Depoent looks at Exhibits P & T. Peter Thomas of G. is the holder thereof - He handed them to Witnesses on the Morning of the 5th of May A.D. 1841, to be filed with the Commissioners, as his claim in this cause. ~

To the 2nd Sub. ~ That Ho. Depoent, is acquainted with the hand writing of said J. A. H. Cunningham, and said Peter Thomas of G. ~ That Depoent looks at the signature on face of Exhibits P & T purporting to be the signatures of said J. A. H. Cunningham and says they are his signature, and that he looks at the signature on the back of Exhibit P. which purports to be the signature of Peter Thomas of G. and says it is the signature of said Peter Thomas of G. ~ That Witness handed in to the Commissioner for Mr. Thomas at his request the said Exhibits P & T. because said Peter Thomas of G. is a very old man and very feeble and the inclemency of the weather prevented his appearing before the Commissioners in person as he intended. ~

James L. Davis, 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 Sub. That he knows the parties to this suit and has known them for a number of years. ~ They all reside in Frederick County.

To the 2nd Sub. That he Depoent was acquainted with J. A. H. Cunningham formerly of Frederick County. He is dead, He died in Frederick County in the month of April in the year Eighteen Hundred and Seventy.

To the 3rd Sub. ~ Depoent was acquainted with the hand writing of J. A. H. Cunningham. Depoent looks at Exhibits P & T. and says that the signatures thereto respectively attached are the signatures of said J. A. H. Cunningham. ~

To the 4th Sub. ~ That he witness is acquainted with the lands whereof the said J. A. H. Cunningham died seized and possessed. Witness looks at Exhibits J, H, N, B, and W, O. with the Bill, and says that the said lands are accurately described in said Exhibits, and that said J. A. H. Cunningham was in possession of said lands at the time of his death, except the portion described in Exhibit W, O. ~

To the 5th Sub. ~ That J. A. H. Cunningham was married at the time of his death, Mattie C. Cunningham is his widow. She resides in Frederick