

said Real Estate is not susceptible of division without loss or injury to the parties interested, and that the interest of all parties requires that the same be sold ~ This Deed and assigns that the said real estate shall be sold under the decree, upon receiving an equivalent in money for the same. ~  
Filed Dec. 18<sup>th</sup> 1872 ~ Susan Albaugh

Margery

Ant. Repleation Catharine Grove } No 3833 Equity  
vs } In the Circuit Court for Frederick County sitting  
Susan Albaugh et al. } in Equity

Enter General Rehibition to the Answers of James Albaugh and Margery Alice Albaugh the infant defendants and issue Commission to William B. Nelson and John C. R. Hood the standing Commissioners, to take testimony, ex parte Complainant. ~  
Filed Dec 18<sup>th</sup> 1872. ~  
Thos. Ross  
Inspector for Cass' affairs

Commission Maryland, Feb  
The State of Maryland, To William B. Nelson and John C. R. Hood Esqs of Frederick County, Greeting. ~  
Be it known, That you are appointed Commissioners to examine Evidence in a Cause depending in the Circuit Court for Frederick County as a Court of Equity between Catharine Grove Complainant, and Susan Albaugh, James Albaugh et al Defendants ~ You are therefore required having first taken the Oath prescribed annexed, and also administered the annexed Oath to the persons 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 Evidence as shall be named and produced to you by either the Complainant or Defendants; and that you examine them on their Corporal 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 this Commission before you execute the same; and having reduced the depositions of the witnesses, so taken by you into writing, you seal the same, with this Commission closed under your hand and seal, into this Court as a Court of Equity, with all convenient speed ~  
Witness the Honorable Richard J. Brown Chief Judge of our said Court  
Fifth day of December Anno Domini 1872 ~  
Charles Mantz, Clerk

Under 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 singular witnesses and witnesses so produced and examined by virtue of this Commission hereunto annexed, upon the oaths aforesaid now, or which may hereafter, before the said Commission is closed, be produced to and kept with you, of either of said parties. So help you God. ~

Under 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 witnesses and witnesses so produced and examined by the Commissioners named in the Commission hereunto annexed, as far as you are directed and