

Exhibits No 1 and No 2, now shown you, and state your knowledge as to the signatures thereto, and state whether such notes have been paid or not? State all your knowledge herein. ~  
 4<sup>th</sup> Interrogatory - Do you know the condition of the personal estate of Seth Nichols deceased, and who administered on the same? State whether the personal estate of said Seth H Nichols is or is not sufficient to pay his debts? State all your knowledge herein. ~  
 5<sup>th</sup> Interrogatory ~ Do you know of any contract for the sale of real property made by Mary M Nichols? If yes, state the contract, with whom? describe the property, the price to be paid, and how much thereof has been paid, and how much remains unpaid? ~  
 6<sup>th</sup> And last Interrogatory ~ Do you know or have you heard of any other matter or thing which would tend to the benefit or advantage of the complainants in this cause, if you state the same fully. ~

Filed August 24<sup>th</sup> 1842. ~

Wm. H. Ross  
Solicitor for Complainants

Testimony

The Frederick County National Bank & The First National Bank of Frederick vs Mary M. Nichols Mary Lou Nichols & others	}	No 3818 Equity ~ In the Circuit Court for Frederick County Pending in Equity ~
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At the execution of the annexed Commission issued out of the Circuit Court for Frederick County, and directed to William B. Nelson, and John B. Hood, they being the Commissioners named, and being also the standing Commissioners of the said Court, duly appointed qualified and sworn, I the said William B. Nelson, one of the said Commissioners, in the absence of the other Commissioner, who was unable to attend the execution thereof, met on the twenty eighth day of August in the year 1842, at the Office of William Mahony, in Frederick City, Maryland, pursuant to previous notices thereof given to the respective parties, Complainants and Defendants, and having appointed William Mahony, my Clerk, and having administered to him the Oath annexed to said Commission, to be taken by him, did proceed then and there in the presence of the Solicitor for the Complainants and Mary M. Nichols one of the Defendants, to take the following depositions, to wit:

Mary M. Nichols, a witness of lawful age, one of the Defendants in this cause, produced on the part of the Complainants, being first 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> Int. She answers and says - "I know all the parties Complainants and Defendants". ~

To the 2<sup>nd</sup> Int. She answers and says - "I know Seth H. Nichols & he was my husband, he left a widow and five children - I am his widow, his children are, Clayton, Cornelia Simmons, Anna C. and Seth H. Nichols - All are infants except Clayton, he is an adult" -

To the 3<sup>rd</sup> Int. She answers and says - "I know the hand writing of Seth H. Nichols, I look upon Exhibits No. 1. and No 2, now shown me, and know that the signatures thereto are not the hand writing of Seth H. Nichols, and that no part of said notes have been paid." ~

To the 4<sup>th</sup> Int. - She answers and says "I know the condition of the personal estate of Seth H. Nichols dead. I am his Executor under the Will - the personal estate is insufficient to pay his debts" ~

To the 5<sup>th</sup> Int. - She answers and says - "I do, under a discretionary power vested in me by the will of Seth H. Nichols, do, on the 20<sup>th</sup> day of June 1842 to the sum of \$10000.00 at 10% sales, by a sum of \$10000.00 and 4 cents, <sup>per</sup> dollar

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