Order to issue Commission to take testimony

Antionette Salter et al
vs.
Singleton T. Stull et al

No. 3702 Equity.
Circuit Court for Frederick County, in Equity.

The answer of Singleton T. Stull, Indiana Stull, Carlton Stull and Daniel Stull, the infant Defendants having been filed and General Replication filed thereto, It is this 16th day of September 1871 by the Circuit Court for Frederick County as a Court of Equity ordered that a Commission issue to the regular Commissioners of the Court authorizing them or either of them to take such testimony as may be produced before them to sustain allegations of Complainants Bill of Complaint.

Filed Sept. 16, 1871.

John A. Lynch

Commission to take testimony

Testimony

Maryland Set:

(Seal) The State of Maryland to William B. Below and John S. K. Wood Esqs. of Frederick County Greeting: Be it known that you are appointed Commissioners to examine witnesses in a cause depending in the Circuit Court for Frederick County as a Court of Equity between Antoinette Salter et al, Complainants, and Singleton T. Stull et al, Defendants. You are therefore required having first taken the Oath hereunto annexed, and also administered the annexed Oath to the person 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 witnesses as shall be named and produced to you by either the Complainant or Defendant, and that you examine them on their Corporal Oaths to be by you administered upon the Holy Evangelys 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 the Commission before you execute the same and having reduced the depositions of the witness 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 Honorable William P. Maulsby Chief Judge of our said Court 18th day of September Anno Domini 1871. Issued the 19th day of September 1871.

Charles Mantz, Clerk.

Commissioners Oath.

You shall according to the best of your skill and knowledge truly, faithfully & without partiality to any or either of the parties take the examinations and depositions of all and every witness and witnesses produced & examined by virtue of the Commission hereunto 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.

Interrogatories

Interrogatories to be propounded to witnesses produced upon the part of Complainants.

1st Are you acquainted with the parties to this suit, if yea, how long have you known them.

2nd Did you know Dennis Stull in his life time is he living or dead, if dead when did he die.

3rd Did Dennis Stull die without a will.

4th State if he died seized and possessed of any Real Estate, if yea, look at Exhibit No. 1 and state if the property therein described is the Real Estate of which said Stull died seized and possessed.