Interlocutory Decree

Amanda Eichelberger Executrix of J. Eichelberger deceased
vs
Martha Koons and others

No. 3619 Equity.
In the Circuit Court for Frederick County sitting as a Court of Equity

The order of publication heretofore passed in this cause having been duly published and the Defendants Hillary Hauer and Laura his wife, Jas A Koontz and Emanuel Hoffman named therein having failed to appear and answer the Bill of Complaint, and the Defendants Martha Koons Edward Koons and Catharine Koons his wife and Emma S Koons having been duly summoned to appear to the Bill of Complaint and having failed to appear thereto, It is thereupon this 7th day of November in the year 1872 adjudged ordered and decreed by this Court that the Complainant is entitled to relief in the premises, but because it does not certainly appear to what relief the Complainant is entitled it is further adjudged and ordered that a Commission issue to William B. Nelson and J. E. R. Wood the standing Commissioners to take testimony to support the allegations of the Bill

Filed Nov 7 1872 — John A Lynch

Commission

Maryland Set:

(Seal)

The State of Maryland to William B Nelson & J. E. R. Wood Esq. of Frederick County, Greeting. Be it known that you are appointed Commissioners to examine evidences in a cause depending in the Circuit Court for Frederick County as a Court of Equity between Amanda Eichelberger Extx of Grayson Eichelberger decd. Complainant and Martha Koontz et al Defendant 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 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 evidences 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 on the Holy Evangely 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 Attornies 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 this Court as a Court of Equity with all convenient speed.

Witness the Honorable Richard J. Bowie Chief Judge of our said Court 16th day of September Anno Domini 1872.
Issued the 8th day of November 1872

Charles Mantz, Clerk

Commissioners 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 every witness and witnesses produced and 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

Amanda Eichelberger Extx of Grayson Eichelberger decd
vs.
Martha Koons and others

No. 3619 Equity
In the Circuit Court for Frederick County
Interrogatories to be propounded to witnesses