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 examination 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.

Ret'd. and filed Jany. 2. 1873.

Testimony

At the execution of the annexed Commission issued out of the Circuit Court for Frederick County sitting as a Court of Equity and to us directed and empowering us to examine witnesses in the cause depending in the said Court between Edward Borden Administrator of Elizabeth E Spohn deceased as Complainant and Wm. Cartzendafner et al as Defendants.

We William B Nelson and J. E. R Wood Commissioners therein named having met at our Office in Frederick City, Maryland on Monday the 16th day of December A. D 1872 did proceed then and there to take the following testimony to wit: The Complainant by his Solicitor filed with the Commissioners as Evidence Exhibits Nos 1 2. 3 4 5. 6 & 7, The Commissioners then proceeded to take the following depositions to wit:

John W White, a witness of lawful age produced on the Complainant being duly sworn and examined to interrogatories filed with the Commissioners by the Complainant and herewith returned deposes and says.

1st Int. Are you or not acquainted with the parties to this suit or either and which of them, if yes how long have you known them.

Ans. I know the parties and have known them and of them for several years.

2nd Int. Were you or not acquainted with one Elizabeth E Spohn formerly a resident of Frederick County, if yes is she dead or alive if dead when and where did she die.

Ans. I was she is dead, she died in Frederick County Maryland in March A D 1872.

3rd Int. Was or was not the said Elizabeth E Spohn married at the time of her death.

Answer She was not married at the time of her death and never was married

4th Interrogatory, Did or did not the said Elizabeth E Spohn leave children Did or did not she leave parents, did or did not she leave brothers and sisters or the descendants of brothers and sisters, if yes state their names, sexes ages, present place of residence, to whom married and relationship to said Elizabeth E Spohn.

Answer. She neither left children or parents living, she left the following brothers and sisters, Louisa Harbaugh who died before said Elizabeth E Spohn leaving the following children, Louisa L Harbaugh married to A B Sawyer who resides in the State of Ohio and is over twenty one years of age Washington F Harbaugh married to Lucy C Harbaugh who are over twenty one years of age and reside in the State of Ohio, Morgan M Harbaugh married to Julia F Harbaugh who are over twenty one years of age and reside in the State of Ohio, and her husband Washington H Harbaugh who survives her, who is over twenty one years of age and resides in the State of Ohio. Louisa Miller a sister who died before the said Elizabeth E Spohn leaving the following children, Daniel Miller married to Elizabeth Miller who are over twenty one years of age and reside in the State of Ohio, Dallas Miller married to Priscilla Miller who are Adults over twenty one years of age and reside in the State of Ohio Milford L Miller