

Introductory
Decree of
H. Gatton
et al

Ephraim Albaugh
vs
James H. Gatton decd.
& Susannah E. Gatton his wife

No. 3321 Equity.
In Chancery,

July Term 1867

William F. Gatton, Peter B. Struffer Amanda C. Struffer his wife & Harriet A. Gatton legal representatives of the Defendant James H. Gatton decd. having been duly summoned to the Bill of Complainant and having failed to appear thereto.

It is thereupon this 2nd day of July in the year 1867 by M. Nelson Chancellor and by the authority of this Court adjudged ordered and decreed that the Complainant is entitled to relief in the premises, But because it doth not certainly appear to what relief the Complainant is entitled, it is further adjudged and ordered that a Commission or Commissions issue to the standing Commissioners to take testimony to support the allegations of the bill

Filed July 2, 1867.

M. Nelson

Introductory
Decree of
Jas. E. Gatton

Ephraim Albaugh
vs
James H. Gatton &
Susannah E. Gatton his wife

No. 3321 Equity.

The Defendant Susannah E. Gatton having been duly summoned to appear to the bill of Complainant, and having appeared to the said bill but failing to file his answer thereto, It is thereupon this 2nd day of July in the year 1867 by M. Nelson Chancellor, and by the authority of this Court adjudged ordered and decreed that the Complainant is entitled to relief in the premises, but because it doth not certainly appear to what relief the Complainant is entitled it is further adjudged and ordered that a Commission or Commissions issue to the standing Commissioners to take testimony to support the allegations of the bill

Filed July 2, 1867.

M. Nelson

Commission
to take
Testimony

Maryland Set:

The State of Maryland to R. Nelson & William B. Nelson 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 Ephraim Albaugh Complainant and James H. Gatton and Susannah E. Gatton his wife 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 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 upon the Holy Evangelist of Almighty God touching their knowledge or remembrance of anything 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 witnesses so taken by you into writing you send the same with this Commission, close under your hand and seal into the Court as a Court of