

Testimony

At the execution of the annexed Commission issued out of the Circuit Court for Frederick County and to me directed and empowering me to examine evidences in the cause therein depending between Hoffman Staley & Co and others as Complainants and John B Picking and others as Defendants.

I William B Nelson Commissioner therein named did on the 31st day of August A D 1875 at my Office in Frederick City Md then and there proceed to take the following depositions The Complainants filed with the Commissioner as evidence "Exhibits J B P & Nos 1 2 3 & 4" which are herewith returned by said Commissioner, and there being no witnesses present to be examined the said Commission was adjourned to the 22nd day of November A. D 1875 at which time and at the place aforesaid there being no witnesses present to be examined and further time being required for the production of evidences the said Commission was adjourned to the 14th day of January 1876 at which time and at the place aforesaid the Complainant instructed the said Commissioner to return the said Commission whereupon the said Commissioner closed the said Commission and herewith returns the same under his hand and seal on this 12th day of January 1876

W. B. Nelson, *(Seal)*
Commissioner

Costs of Commission
Wm B Nelson Comms fees \$12.00

Filed Jan'y 12 1876

W. B. Nelson, *(Seal)*
Commissioner.

Answer of Mary A. E. Picking

The answer of Mary A. E. Picking to the bill of Complaint of Hoffman Staley & Co and others filed against this Defendant and others in the Circuit Court for Frederick County, sitting as a Court of Equity, being No. 352, Equity

This Defendant admits for answer that she is the grantee named in Exhibit No 4 filed in above case and is in possession of the Real Estate therein described that the same was purchased by and paid for by her husband John B Picking now dead and she admits the same is liable to be sold for the benefit of the creditors of said John B Picking and she is willing a decree shall be passed as prayed for the sale of said Real Estate.

Filed April 15 1876

Mary A. E. Picking

Petition of Hoffman Staley & Co et al

To the Honorable the Judge of the Circuit Court for Frederick County, sitting as a Court of Equity
The Petition of Hoffman Staley & Co James Getty and The Chamberburg Woolen Manufacturing Company being the Complainants in the above case respectfully shew unto your Honors that they your Petitioners are the only lien creditors of John B Picking late of Frederick County deceased and the only creditors of said Picking who can by any possibility be interested in the Real Estate described in the proceedings in this case or the proceeds of the sale of the same that they filed the bill in this case for the purpose of producing the deed to Mary A. E. Picking a copy of which is filed in this case as Exhibit No. 4 vacated and annulled by your Honorable Court, that said Mary A. E. Picking the grantee in said deed and now the only Defendant in the case claiming title has answered said bill and admitted the allegations of the same and consents that a decree shall be passed for the sale of said Real Estate as prayed, that said Mary A. E. Picking although admitting by her said answer the allegations of said bill and consenting to the sale of said Real Estate is yet anxious to become the purchaser thereof and is willing to pay the sum of three hundred and twenty five dollars cash for the same