Interrogatories

Lott Hartsock Trustee of Mary Ann Kirby John T Sim et al
vs.
Mary Ann Kirby

No. 4035 Equity
In the Circuit Court for Frederick County, sitting as a Court of Equity.

Interrogatories to be propounded to Lott Hartsock and Daniel Burrier competent witnesses produced in behalf of Complainants.

1st Interrogatory. Do you know the parties to this suit, if yea where do they reside.

2nd Int. Were you ever acquainted with one John Kirby, if yea how long, do you know whether he is living or dead if dead where did he die and when

3rd Int. Do you know whether said John Kirby left a sister Mary Ann Kirby surviving him, if yea is she still living and where does she reside.

4th Int. Look at Exhibit marked No 7 shown you and state whether or not the Mary Ann Kirby therein mentioned is the sister of said John Kirby

5th Int Do you know Adam and Eliza Creager, if yea, are they husband and wife and both living.

6th Int. Look at Exhibits marked No 3 4 5 & 6 and state whether you know the tracts of land therein mentioned if yea where is it situated, state whether the said John Kirby died seized and possessed of any of the land mentioned in said Exhibit if yea what amount if you know and what interest.

7th Int. Do you know whether or not the said John Kirby was largely indebted at the time of his death if yea do you know whether he was indebted to Dr. John T Sim for medical services rendered and medicines furnished to the amount of One hundred and sixteen dollars and to Lott Hartsock in the sum of fourteen dollars and fifty cents on account.

8th Int. Do you know whether or not the said John Kirby died leaving any personal estate if yea do you know whether it is sufficient to pay his debts.

9th Int State whether or not the Real Estate above mentioned is susceptible of division among the parties interested without great loss

10th Int. State whether or not it would be for the advantage and interest of all the parties to wit: Mary Ann Kirby Adam Creager and Eliza Creager his wife to have the Real Estate above mentioned as the property of John Kirby deceased and Mary Ann Kirby sold and the proceeds distributed under the direction of a Court of Equity, give any reasons you may entertain.

Milton G Urner
Solicitor for Complainants.

Filed Feby 5 1875.

Testimony

At the execution of the annexed Commission issued out of the Circuit Court for Frederick County sitting as a Court of Equity in a cause depending in the said Court between Lott Hartsock Trustee of Mary Ann Kirby & others as Complainants and Mary Ann Kirby as Defendant and directed to Wm B Nelson and J. E. R Wood Commissioners named in said Commission having met on Friday the 5th day of February A.D. 1875 at my Office in Frederick City Maryland pursuant to previous notice thereof given to the said parties and having appointed Charles H Wood Clerk and administering to him the Oath annexed to the said Commission to be taken by him did proceed then and there in the presence of the Complainant and his Solicitor to take the following depositions to wit: The Complainants filed as Exhibits Nos. 1.2.3 4.5 6. 7. & 8 B No 1 & 2 B. No. 2.

Lott Hartsock a witness of lawful age produced on the part of the Complainant being duly sworn and examined to interrogatories filed with the Commissioner