and Clayton Devilbiss 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 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 witnesses 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 Evangely 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 Attorneys of the execution of this 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 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 the 18th day of September Anno Domini 1876

Issued the 25th day of October 1876

Thomas Gorsuch, Clerk.

Commissioner's 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

Paul P Devilbiss and Susan A M Devilbiss his wife, John Hartsock and Sarah A Hartsock his wife Ruth A Fitterling, Wesley A Forrest and Rose A Forrest his wife, Rufus W Devilbiss and Rachel Devilbiss his wife, H Clay Devilbiss, James Yeates and Ann Matilda Yeates his wife, George W Devilbiss, Winfield Reinhart and Missouri Reinhart his wife Anna Devilbiss, Magie Devilbiss and Charles Devilbiss

vs.

Clayton Devilbiss

No 4172 Equity.

In the Circuit Court for Frederick County, as a Court of Equity.

Interrogatories to be propounded to witnesses produced on the part of the Complainants.

1. Are you or not acquainted with the parties to this suit or any or either of them. If yea state how long you have known them and each of them.

2. Were you or not acquainted with one William H Devilbiss late of Frederick County, if yea is he dead or alive, if dead, when and where did he die

3. Did or did not the said William H Devilbiss leave a widow surviving him.

4 Did or did not the said William H Devilbiss leave a child or children surviving him or the descendant of any child or children.

5. Did or did not the said William H Devilbiss leave any brothers or sisters surviving