

- 3^d. Interrogatory: Did you know Thomas Marshall Sr. in his life time, if yes, is he living or dead, if dead where did he die, Did he die intestate or not, and did his widow survive him, if yes, is she yet living and what is his name. Did he leave any children surviving him, if yes, are they yet living, and names, and if married their wives names.
- 4th. Interrogatory: Did he have any Children who died leaving Children, if yes, State their names and the names of their Children now living.
- 5th. Interrogatory: Did the said Thomas Marshall Sr. die seized & possessed of any real estate, if yes, where is it situate and what is its value. Look at Exhibit No. 1. now shown you as state whether or not the real estate therein described is the real estate of which he died seized and possessed.
- 6th. Interrogatory: State whether or not said real estate is susceptible of division among the heirs of the said Thomas Marshall Sr. without great loss and whether or not it would be to the advantage of all of them and especially to infants to have it sold and the proceeds divided. Give your reasons.
- Jno. C. Mottis
Sol. for Compts.

At the execution of the annexed Commission issued out of the Circuit Court for Frederick County, sitting as a Court of Equity and directed to William B. Nelson and John E. R. Wood Commissioners therein named and empowering them or either of them to examine evidences in the Cause depending in the said Court, between Rosanna Marshall and others as complainants and Sarah E. Marshall and others as defendants, J. John E. R. Wood, one of the Commissioners named in the said Commission having met at my Office in Frederick City, State of Maryland, on Monday the 15th day of April A. D. 1878, pursuant to previous notice thereof given, proceeded then and there to take the following testimony. The complainants filed with the Commission as evidenced Exhibit No. 1. The Commission then proceeded to take the following depositions to wit:

George M. Miller, a competent witness produced on the part of the Complainant being duly sworn and examined to Interrogatories filed with the Commission by the Complainants and herewith returned deposes and says: To the -

- 1st Sub: George M. Miller, I am forty four years of age, and reside in Frederick County, State of Maryland.
- 2^d Sub: I am, I have known them for a number of years. They all reside in Frederick County, except the Defendants, Sarah E. Marshall and James J. Marshall who reside in Washington County, State of Maryland.