

the same are hereby referred to the Standing Commissioners of this Court, with leave to the parties to take testimony in relation to the questions of fact, raised by the said petition and answer; and the Commissioners are hereby directed to return the testimony taken thereunder to this Court, on or before the 11th inst.

Filed Sept. 4, 1877.

John A. Lynch
Judge of the Circuit

No 4183 Equity.

By Virtue of the annexed order passed by the Circuit Court for Frederick County, sitting as a Court of Equity in No. 4183, on the Petition of the Complainants, I did on the 4th day of September A. D. 1875, at my Office in Frederick City Maryland show & there proceed to take the following depositions in the presence of the Solicitors for the Complainants & Defendants Frederick J. Nelson, a witness of lawful age being duly sworn on the Holy Evangelical of Almighty God deposed and says: - The paper which I suppose to be referred to in the Petition filed by the Complainants in this case & in the notice filed as an "Exhibit" in the said Petition, is filed as "Exhibited B" in No. 1517 Equity in the Circuit Court for Carroll County, and said paper appeared to have been filed, on the 4th January, 1875.

To Cross Interrogatories filed with the Commission by the Complainants & Answer, returned the said Frederick J. Nelson deposed says to the 1st Interrogatory: - When did said paper mentioned in your Deposition, come in your possession?

Testimony

Answer: Before writing the Defendants answers in this case about the 6th February, 1877.

2^d Interrogatory: - Has it been in your possession ever since?

Answer: It has.

3^d Interrogatory: - From whom did you receive it?

Answer: - To the best of my recollection knowledge & belief from Basil Wood or Charlotte C. Wood.

4th Interrogatory: - How do you know it was filed in the Circuit Court for Carroll County?

Answer: Because I found it in a bundle of papers purporting on their face to be a Bill in Chancery by Charlotte C. Wood & Basil Wood her husband against Dawson V. Hammond & wife & annexed "Dr. Shaw Clerk" File this Bill & Exhibits A, B, C, & D, & issue subpoenas as prayed, John E. Smith, William A. Mc. Kellip Solicitors for Complainants under which is the further indorsement filed January 4th 1875. The direction to Dr. Shaw on the back of said Bill is in the hand writing of John E. Smith, a solicitor of said Court. In the same bundle of papers I found the Defendant's answer also entitled No. 1517 Equity enclosed & filed February 3^d 1875. Also four papers, entitled No. 1517 Equity & indorsed respectively Exhibits "A, B, C, & D." Also a subpoena for the Defendants in said case entitled No. 1517 Equity, & indorsed: Received July 6th 1874 & forthwith delivered to Sheriff of Frederick County, Just. Thomas Grunick Clerk which is in the hand writing of the said Thomas Grunick Clerk of the Circuit

Petition &
Court
Order