

Testimony

Place of Seal

Maryland Set:

The State of Maryland Do William B. Nelson & John E. Wood of Frederick County Greeting;

Be it known, that you are appointed Commissioners to examine Evidences in a cause depending on the Circuit Court for Frederick County as a Court of Equity, between John B. Thomas prochein Ami of William L. Dutton and Jacob S. Dutton Complainant and L. Dutton and Jacob S. Dutton Defendants You are therefore required hereunto to take the Oath hereunto annexed and also administered the same & Oath to the person whom you shall appoint as clerk to attend the execution of this Commission and at such time and place as to you shall seem convenient, you cause to come before you all such evidences 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 Evangelists of Almighty God, touching their knowledge or remembrance of any that may relate to the cause aforesaid; & 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 D. Bone Chief Judge of said Court the 9th Day of December Anno Domini 1878.
 Given the 13th day of December 1878

Thomas Gorsuch, Clerk.

Testimony

At the execution of the aforesaid Commission issued out of the Circuit Court for Frederick County sitting in Equity and to me directed and empowering me to examine evidences in the cause therein depending between John B. Thomas, pro amicus, as Complainant and William L. Dutton and Jacob S. Dutton as Defendants, I William B. Nelson one of the Commissioners therein named did on the 13th day of December A. D. 1878 at my office in Frederick City Maryland open the said Commission & issue Subpoenas for witnesses to testify before on the part of the Complainant & on the 14th day of December A. D. 1878, at which time and at the place aforesaid I then and there proceeded to take the following Testimony to wit: The Complainant filed with the Commission as evidence "Exhibit A and B" which are herewith returned by the said Commissioner

A. J. Snuffer, a witness of lawful age produced upon the part of the Defendant Complainant being duly sworn and examined to interrogatories filed with the Commission by the Complainant and herewith returned, deposed and says to the

1st Interrogatory

I have known the Parties to this suit for some years

2^d Interrogatory

I look at Exhibit "B" now here shown me, I know said Real Estate, it is situated in Buckeystown District, Frederick County Maryland.

3rd Interrogatory