

Fogle and others as defendants, J. J. E. R. Wood, one of the Commissioners named in the said Commission having met at my Office in the City of Frederick, on Friday the Seventeenth day of May A. D. 1878, pursuant to previous notice thereof, in the presence of the Solicitor for Complainant, did then and there proceed to take the following testimony: The Complainant filed Exhibits 1, 2 & 3, as evidence. The Commissioners then proceeded to take the following depositions, to wit: -

1st. Milford A. Renner, a competent witness produced on the part of the Complainant being duly sworn and examined to Interrogatories filed with the Commissioners by the Complainant and herewith returned deposes and says -

Q. 1st. What is your name and age and residence?

A. My name is W. A. Renner, age thirty years, and reside in Woodborough District, Frederick County, Maryland.

Q. 2nd. Do you know the parties and have known them for a number of years, except Peter Fogle, who lives in the West, don't know him. Have heard of him.

A. I know the parties and have known them for a number of years, except Peter Fogle, who lives in the West, don't know him. Have heard of him.

Q. 3rd. Did you know Daniel Fogle in his life time - I knew him for some years. He is dead. He died in 1868, about ten years ago. He did not leave any will.

A. I did know Daniel Fogle in his life time - I knew him for some years. He is dead. He died in 1868, about ten years ago. He did not leave any will.

Q. 4th. Did he leave a widow? She is living. She is about thirty five or forty years old. Her name is Margaret Fogle.

A. He left a widow, she is living. She is about thirty five or forty years old. Her name is Margaret Fogle.

Q. 5th. Did he leave any direct descendants.

A. He did not leave direct descendants.

Q. 6th. He left brothers and sisters as follows - a brother Peter Fogle, who witness don't know - I understand he lives out West. He left a sister Susan Fogle, who is married, and the name of whose husband is John Leppy. He left a sister Lydia Fogle, who is married to Daniel Egly. He left Catharine Fogle married to Mathias Zicker. He left a sister Margaret Fogle, who is married to Thomas Arnold. He left a brother Michael Fogle, who is married, and the name of whose wife is Sarah Fogle. He left a sister Barbara Fogle, who is married, and the name of whose husband is Isaac Fogle. He left also a brother Nicholas Fogle, who is married and the name of whose wife is Mary Fogle. Said Nicholas Fogle has died since the death of said Daniel Fogle, and since the filing of this Bill, leaving surviving him, his said wife Mary Fogle, and the following children Emma Fogle, Annie Fogle and Margaret Fogle, all of whom are minors. All the parties reside in Frederick County, State of Maryland, except Peter Fogle, who lives West, and all the parties are adults, except the four children of Nicholas Fogle who are infants under twenty one years of age.

Q. 7th. I look at papers now shown me marked Exhibits Nos. 1, 2 and 3. They describe the land of which said Daniel Fogle died seized and possessed. Know the said real estate and it is worth about Five hundred dollars.

A. I look at papers now shown me marked Exhibits Nos. 1, 2 and 3. They describe the land of which said Daniel Fogle died seized and possessed. Know the said real estate and it is worth about Five hundred dollars.

Q. 8th. Nicholas Fogle is dead. He died about March 1868. He died intestate.

A. Nicholas Fogle is dead. He died about March 1868. He died intestate.