No 4551 Equity

Place of Seal

Maryland, Sct:

The State of Maryland, To William B Nelson and John E. R. Wood Esquires (Standing Commissioners) of Frederick County, Greeting

Commission to Commrs.

Be it Known, That you are appointed Commissioners to examine Evidences in a Cause depending in the Circuit Court for Frederick County as a Court of Equity, between Philip Coblentz and John Coblentz, Complainants, and Mary Ann Smith, William A. Smith and Susan Smith his wife, Robert Smith, et al defendants. 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 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 Evangely of Almighty God, touching their knowledge or remembrance of any thing 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 the Commission, before you execute the Same; And having reduced the deposition of the witness, 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 tenth day of May, Anno Domini, 1880.

Issued the fifteenth day of June 1880

(Motter)

Adolphus Fearhake Jr., Clerk

Commr's Oath

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.

Clerk's Oath

Clerk's Oath

You shall truly, faithfully, and without partiality to any or either of the parties to this Cause, to take, write down, and transcribe, the depositions of all and every the witness and witnesses produced and examined by the Commissioner named in the commission hereunto annexed, as far forth as you are directed and employed by the said Commissioner to take, write down, and transcribe the said depositions, or any of them. So help you God.

(Issued under Interlocutory Decree)

Interrogatories

Interrogatories to be propounded to John Coblentz and Mary Ann Smith, competent witnesses produced and sworn in behalf of Complainants

1st – State your name age & residence

2nd – Do you know the parties to this suit. If yea how long have you known them, where do they reside and are any of them infants, if yea who,

3rd. – Look at Exhibit A now shown you and state if you know whether the money is yet due on said Mortgage and how much and whether or not the said Eli Smith died seized and possessed of this land therein mentioned and whereas situated and to value.

4th – Is the said Eli Smith dead or alive, if dead when died he, and did he die testate or intestate as to his real estate