No. 4551 Equity

5th.— Did the said Eli Smith leave a widow or any heirs surviving him if yea state their names and residences

6th.— Did the said Eli Smith leave any personal estate, if yea what was its value

John C. Motter
Atty for Complt

At the execution of the annexed Commission issued out of the Circuit Court for Frederick County, sitting as a Court of Equity and to me directed empowering me to examine evidence in the Cause therein depending between Philip Coblentz and John Coblentz, as Complainants, and Mary Ann Smith, William A. Smith and Susan Smith his wife and others, as Defendants, I, William B. Nelson, one of the Commissioners therein named, did on the 16th day of June, A. D. 1885 at my office in Frederick City, Maryland, open the said Commission and issue Subpoena for witnesses to testify before me in said Case, upon the part of the Complainants, returnable on the 19th day of June A. D. 1885, 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 Commissioner as evidence "Exhibit A", which is herewith returned by the said Commissioner

Testimony of John Coblentz

John Coblentz, a witness of lawful age, produced upon the part of the Complainants, being duly sworn and examined to Interrogatories filed with the Commission by the Complainant and herewith returned, deposes and says, to the

1st Int.— My name is John Coblentz, aged about 35 years, and I reside in Frederick County, Maryland

2d Int.— I know all the parties, except Frank, Ida, Ellen & Eli Jones, grand-children of Mary Ann Smith. They all reside in Frederick County, Maryland, except William A. Smith and wife, who reside in Baltimore city, Md., George Jones, who resides in Washington County, Md., and Eli Smith, who resided when last heard from in the State of Pennsylvania some years They are all adults except Lena, Ida & Laura Smith, who are infants under the age of twenty one years.

3d Int.— I look at "Exhibit A," now here shown me. There is the sum of One hundred and ninety dollars due thereon, with interest from the 1st day of April 1880. He died seized and possessed of said real estate. It is situated in Frederick District, Frederick County, Maryland & is worth about six hundred dollars.

4th Int.— He is dead. He died in October 1879 He died intestate as to his real estate

5th Int.— He left a widow named Mary Ann Smith aged about fifty four years & the heirs named in the Bill of Complaint in this Case and their residences are correctly set out, except that of Eli Jones, who is now in the House of Reformation, in Prince George's County, Maryland

6th Int - His personal estate is worth about sixty dollars ($60)

Decree to Real Est.

Testimony of Mary Ann Smith

Mary Ann Smith, a witness of lawful age, produced upon the part of the Complainants, being duly sworn & examined to Interrogatories filed with the Commissioner by the Complainant & herewith returned, deposes and says, to the

1st Int.— My name is Mary Ann Smith, aged 54 years & I reside in Frederick County, Maryland