

No 4652 Equity

At the execution of the annexed Commission issued out of the Circuit Court for Frederick's County, sitting as a Court of Equity, and directed to William B Nelson and John E R Wood, Commissioners therein named, and empowering them or either of them to examine Evidence with the Cause depending in the said Court between John N G. Crompton and Martha M. Crompton as Complainants and Annie R Garrott and others as defendants. I, John E R. Wood one of the Commissioners named in the said Commission, having, met at my office in Frederick City, Maryland on Tuesday the 25th day of January A. D. 1881, at ten O'Clock A. M. pursuant to previous notice thereof given, and then and there proceeded to take the following testimony, to wit. — The Complainants, by their Solicitor filed with the Commissioners as evidence Exhibits G. B., E. S., W. H. H. M. A. and M. G.

The Commissioner then proceed to take the following depositions, to wit:

Testimony of
O P Crompton

Oscar P. Crompton, a witness of lawful age produced on the part of the Complainants being duly sworn and examined to Interrogatories filed with the Commissioners by the Complainant and herewith returned deposes and says

- To 1st Int. My name is Oscar P Crompton. I am fifty two years of age Reside in Petersville District and I am a farmer.
- To 2d Int I am acquainted with the parties to this suit. I have known Annie R Garrott for nearly five years. The other parties I have known all their lives.
- To 3d Int John H. Garrott is dead. He died in June A D 1863. He died intestate
- To 4th Int. John H. Garrott was seized and possessed of a large and valuable real estate. It is situated in Frederick's County, State of Maryland.
- To 5th Int: He left a widow Matilda Garrott; a son Mr John E Garrott, and a daughter Olivia who was the wife of mine at the time of her father's death.
- To 6th Int Mr. John E. Garrott, and his sister were married. Annie R. Garrott was the wife of Mr John E. Garrott and Oscar P. Crompton was the husband of his sister Olivia
- To 7th Int The said Mr John E Garrott, and his sister were both dead Mr John E Garrott died in March A. D. 1880, and Olivia Crompton died in A. D. 1865. She died intestate.
- To 8th Int: Olivia Crompton left three children surviving her as follows John N. G. Crompton who is now nearly three years of age. Martha M. Crompton who is twenty years of age, and Benjamin E. P. Crompton, who is eighteen years of age They all reside in Frederick County in the State of Maryland.
- To 9th Int. Matilda Garrott widow of John H. Garrott is dead. She died in December A. D. 1880.
- To 10th Int. There was a division of all the real Estate of John H. Garrott made in the fall, after his death, between his widow Matilda Garrott, Mr John E. Garrott and my wife Olivia Crompton
- To 11th Int. I look at the papers now shown me marked Exhibits G. B., E S, and W. H. H. They describe the real estate assigned Mrs Matilda Garrott, as dower. W. H. H. is the survey, describing Boundaries of said Lower Land.
- To 12th Int. I look at the papers handed me marked Exhibits M A, and M. G., The said papers describe the interest of Mr John E. Garrott in and to the said Lower Land. He mortgaged it to David Arnold, who sold it under the Power of and Mrs. Matilda Garrott bought it and she sold it to Mrs. Annie R. Garrott.

Testimony
Eva R