No 4681 Equity

Clerk's Oath

You shall truly, faithfully, and without partiality to any or either of the parties to this cause, take, write down, and transcribe, the deposition 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.

Interrogatories propounded to Joseph Cronise, and George A. Keefauver, Competent witnesses produced in behalf of the Complainant

1st Interrogatory.— State your name, age & residence

2d. " Are you acquainted with the parties to this suit? If you, how long have you known them, and where do they reside?

3d " — Did you know Ezra Staley in his life time? if you, is he living or dead, if dead, when and where did he die?

4th " Did the said Ezra Staley leave any widow and children surviving him? If you, state their names and ages, and if any married, their wife's or husband's names, and are they all yet living?

Testimony

5th. Did the said Ezra Staley die testate or intestate? If testate, look at the paper now shown you, marked Exhibit 3, and state whether it is a copy of his last will and testament?

6th " Did the said Ezra Staley die seized and possessed of any real estate? If you, look at Exhibits Nos. 1 & 2, now shown you, and state whether they describe the real estate of which he died seized and possessed. State the number of Acres, value of said real estate, and where situated.

7th. Is said real estate susceptible of division, among the parties entitled to it, without loss? If not, would it be to the interest of all parties, infants as well as adults to have it sold, and the proceeds divided among them? Give your reasons.

Porter for Complainants

At the execution of the annexed Commission issued out of the Circuit Court for Frederick County, sitting as a Court of Equity, and directed to Wm. B. Nelson and John E. R. Wood Commissioners therein named, commanding and empowering them or either of them to examine witnesses in a cause depending in the said Court between Gideon Staley, and Margaret Staley his wife, as Complainants, and Mary C Staley and others as Defendants, I John E. R. Wood one of the Commissioners named in the said Commission having met at my law Office in Frederick City, Maryland, pursuant to previous notice on Friday the 24th day of June A. D. 1881, at 11 O'Clock A. M., when at the request of the Complainants Solicitor the said Commission was adjourned till Friday at 2 O'Clock P. M., at which time and place aforesaid the Commissioner in the presence of the Complainants Solicitor proceeded to take the following evidence.

The Complainants filed with the Commissioner as evidence exhibits Nos. 1, 2 and 3.

The Commissioner then proceeded to take the following depositions, to wit.

Joseph Cronise, a witness of lawful age produced on the part of the Complainant being duly sworn and examined to Interrogatories filed with the Commissioner by the Complainant and herewith returned, deposes and says,

To 1st Int. My name is Joseph Cronise. I am fifty eight years of age and reside in Frederick City.

To 2d Int, I am acquainted with all the parties. Have known them for a number of