No. 4819 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.

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 Clayton C. Keedy and William Wilson, Commissioner of the said Court, duly appointed, qualified and sworn, and empowering them or either of them to examine witnesses in a cause depending in said Court between Samuel T. Haffner and wife and Mary E. Batey, Lewis Martz and wife, Complainants and Ann C. Whitmore, Executrix &c. of Randolph M. Whitmore and others, Defendants, I, Clayton C. Keedy one of the Commissioners named in said Commission having met at my office in Frederick City on the 7th day of February A. D. 1883, pursuant to previous notice thereof given, and in the absence of William Wilson, Commissioner, did then and there proceed to take the following testimony, to wit:—

The Complainants filed with the Commissioner as Evidence "Exhibits S.R.W." "M.E.B."; "Exhibits Nos 3 and 4", and "Exhibits Nos. 1, 2, 3 and 4, to Answer of Ann C. Whitmore Executrix &c. of Randolph M. Whitmore, dec'd"

Testimony

Mrs. Ann C. Whitmore (One of the Defendants) a witness of lawful age, produced on the part of the Complainants, being duly sworn and examined to Interrogatories filed with the Commissioner and herewith returned deposes and says: To the

1st Int. Are you or not acquainted with the parties to this suit? If yea, how long have you known them?

1st Ans. I am acquainted with the parties to this suit, and have known them all for some time.

2d Int. Were you or not acquainted with Randolph M. Whitmore late of Frederick County? If yea is he dead or alive? If dead, when and where did he die?

2d Ans. I was acquainted with him. I am his widow and his Executrix. He is dead; He died on May the 15th 1878. He died in Frederick County, Maryland.

3rd Int. Was or was not said Randolph M. Whitmore at the time of his death seized and possessed of Real Estate? If yea, describe it. Look at papers now shown you marked "Exhibit No. 3", and Exhibits Nos. 1, 2 and 3, to Answer of Ann C. Whitmore Executrix &c. of Randolph M. Whitmore, deceased", and