No 3992 Equity

the Court of Appeals for the purpose of amendment, Arthur B Shreve urged me by letter, at different times to proceed with the case and have it settled up on the basis of the decision of the Court of Appeals, and that he wanted whatever was coming to him, He, Arthur, was thoroughly conversant with every step taken in the case from the beginning as were all the rest – The reason I did not make the amendment to the bill sooner was, in the first place Arthur B Shreve was making an effort to get some money in the State of Virginia and Benjamin F Shreve thought that proceedings in this case, or in Virginia would injure Arthur's chance of success (Benjn F was acting for Arthur) and Secondly because Dr Shreve was in possession, and I was not anxious to press the matter to a Settlement, because I thought he had lost heavily, and was willing that he should get the benefit of possession for several years at least and when he (Dr Shreve) and Benjamin F Shreve were willing I made the ammendment in the year 1879, and had my brother (Charles H Wood) to file the same answer that he files in the first case – (All the aforegoing testimony was excepted to by Carleton Shafer Esqr Solr for Arthur B Shreve) Whereupon the Counsel for Arthur B Shreve exhibited his cross interrogatory to be propounded to the witness aforesaid, which is herewith returned and the said witness being examined thereto deposes and says

To cross Interrogatory –

Look at papers marked No 1 & 2 and say whether or not the same are in your handwriting and whether you ever sent the same to Arthur B Shreve?

Answer. I look at the papers 1 and 2 one of them is a letter written by me to Arthur B Shreve, and the other is a copy of the answer filed in the case, with a few lines written at the bottom of it by myself

Charles H Shreve – a witness of lawful age produced on the part of the respondents to the petition aforesaid of Arthur B Shreve, being duly sworn and examined to the interrogatory aforesaid propounded to J. E. R Wood Esqr – filed with the commission by the Solr of respondents to the petition of Arthur Shreve and herewith returned deposes and says to the Interrogatory 1.

State all you know as to the beginning of the proceedings in this cause and the connexion with the same of Arthur B Shreve and State fully all you know as to the answer of Arthur B Shreve

Answer: —— John E R Wood Esqr has in his testimony aforegoing stated all the facts within my knowledge, and has stated them correctly. He has stated the facts just as they occurred – of Course, I have no knowledge as to the reasons which actuated him in conducting the case (Solr of Arthur B Shreve excepts to the testimony but does not except to the form or words of answering

Whereupon the Solicitor of Arthur B Shreve having waived a cross examination of the last witness and there being no other witness present to be examined and neither party desiring further time for the production of his evidence the commissioner closed the said Commission, and herewith returns the same and as a part of the testimony, the papers marked No 1 and No 2 referred to in the cross examination of John E R Wood Esqr under his hand and Seal this thirteenth day of April in the year 1879

Geo K Shellman
Commr

Cost of executing the annexed Commission

To Dr Charles H Shreve a witness	$2.25
" Commrs to take testimony	8.00

PLACE OF SEAL.

Maryland, Sct.

The State of Maryland, To William B Nelson & George K Shellman Esqs of Frederick County, Greeting

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 Charles W Shreve et al Complainants, and Daniel T Shreve 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