

execution of this commission before you execute the same, with this commission, enclosed under your hand and seal into this Court as a Court of Equity with all convenient speed.

Witness the Honorable Hammond Urner, Chief Judge of said Court the 7th day of July anno Domini, 1913. Issued the 16 day of August, 1913.

Harry W. Bowers, Clerk.

R. E. L. Smith

Urner & Urner

Solicitors for Plff.

Commissioners Oath.--In the presence of Almighty God you do solemnly promise and declare that you shall, according to the best of your skill and knowledge, truly, faithfully and without partiality to any or either of the parties, take the examinations and depositions of all and every witness and witnesses produced and examined by virtue of the commission hereunto annexed, upon the interrogatories now of which may hereafter before the said Commission is closed be produced to and left with you, by either of said parties.

John L. Brunett

Clerk of the Circuit Court for Montgomery County.

Clerks Oath--In the presence of Almighty God you do solemnly promise and declare that 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, so 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.

To the Honorable the Judges of said Court--

The report of Clifford H. Robinson and Frank Higgins, Commissioners, respectfully shows--

At the execution of the annexed and foregoing Commission, issued out of the Circuit Court of Frederick County and to us directed, empowering us to examine witnesses in the above entitled cause, we the said Clifford H. Robinson and Frank Higgins the Commissioners named, having first duly taken the oath to said Commission, set, on the fifth day of September, 1913, at the law offices of Clifford E. Robinson and Frank Higgins, in Reckville, Maryland, and assigned said fifth day of September, 1913, at 1 P. M., at the same place and time for the examination of witnesses under said Commission, at which last mentioned time and place the Commission met, pursuant to said notice, and we proceeded in the presence of Mr. R. E. L. Smith, Solicitor for the Plaintiff, to take the following deposition that is to say--

Deposition of Lawrence E. Allutt and Henry C. Allutt, attached hereto.

Whereupon an adjournment of said Commission was taken to September 24th 1913, at 9.30 A. M., at the said office of said Commissioners, when the said Solicitor R. E. L. Smith appeared with other witnesses and the following depositions were taken, that is to say--Deposition of Lawrence E. Allutt and Henry C. Allutt, attached hereto.

And the Commissioners further report that the said Solicitor, at the several sittings of the Commission filed as testimony on the part of the Plaintiff the following exhibits, which are enclosed herewith, that is to say--

Exhibits Nos. 1, 2, 3, 4, 5, 6, 7, 8, respectfully, and Will J. N. D. and will

F. D.

The said Commissioners further report that the acts before the Commissioners