Commission he did on the twenty sixth day of March in the year one thousand eight hundred and thirty four assign and appoint Doct. David Davis Guardian to the infants named in said Commission and did take the answer of the said infants by the said Guardian on his corporal oath by the undersigned administered which answer hereto annexed is herewith returned together with said Commission - Witness my hand and seal this twenty sixth day of March eighteen hundred and thirty four -

Dan.l Jones Comm.r (Seal)

The answer of Ann Elizabeth Price Benjamin Benson Price Jeremiah Cosden Price James Benson Price Thomas Benson Price and George Saunders Price, Infants under the age of twenty one years by Doct. David Davis their Guardian in that behalf specially appointed to the Bill of Complaint of Catharine Pearce adm. D. B. on of James Pearce the elder against them filed in the High Court of Chancery the defendants answering by their Guardian aforesaid to the said bill of complaint say that they admit the death of James Pearce and Isaac Spencer but that they are ignorant of the various matters and things alledged in the original bill of complaint of James Pearce these defendants by their said Guardian further say that they are willing the answer which their late deceased Father put in shall be received as and for their answer also and pray the Court will protect their interest in the premises and they pray to be hence dismissed with their costs and so forth -

David Davis, Guardian.

Doct. David Davis the Guardian within named makes oath on the Holy Evangels of Almighty God that the matters and things stated in the foregoing answer are true to the best of his knowledge and belief - Sworn to before the subscriber Commissioner for that purpose appointed -

Dan.l Jones -

And afterwards at the same Term the aforesaid Commissioners Joseph Wickes 4.th and James G. Barrall made return of their said commissions and proceedings under the same in the words following -

Maryland Sc. The State of Maryland To Joseph Wickes 4.th and James G. Barrall of Kent County Greeting - Know that we have appointed you to be our Commissioner to examine witnesses in a cause depending in our High Court of Chancery between Catharine Pearce adm.x D. B. on of James Pearce deceased complainants and Rachel W. Perry George Spencer and others defendants We therefore require you 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 witnesses as shall be named and produced to you by the plaintiff and that you examine them on their corporal oaths to be by you administered upon the Holy Evangels of Almighty God touching their knowledge or remembrance of any thing that may relate to the cause aforesaid and that you cause notice to be given to the Complt. or her attorneys of the execution of this Commission before you execute the same and having reduced the depositions of the Witnesses so taken by you into writing you send the same with this our Commission close under your hand and seal to us in our High Court of Chancery with all convenient speed Witness the Honourable Theodore Bland, Esquire Chancellor this 9.th day of Dec.r Anno Domini 1833 -

Test, Ramsay Waters, Reg.r Cur. Cancr.

Commissioner's Oath -

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 examination and depositions of all and every Witness and Witnesses produced and examined by virtue of the Commission hereto annexed upon the interrogatories now or which may hereafter before the said Commission is closed be produced to and left with you by either of the said parties so help you God - May the first 1834 - Sworn to before - Carl. L. Strandberg -

Clerk's Oath -

You shall truly faithfully and without partiality to any or either of the parties in this cause take write down and transcribe the depositions of all and every the Witness and Witnesses produced before and examined by the Commissioners named in the Commission

hereunto annexed as far forth as you are directed and employed by the said Commissioners to take write down and transcribe the said depositions or any of them - so help you God -

Jos. Wickes 4.th

Interrogatories to be administered to Witnesses to be produced sworn and examined in a certain cause now depending and at issue in the Court of Chancery of Maryland Wherein Catharine Pearce adm.x D. B. on of James Pearce the elder is complainant and William or Spencer, Isaac Spencer John Spencer James Spencer Jervis Spencer and Elizabeth Spencer and others are defendants as follows: - 1.st Do you know the parties complainant and defendant in the title of these Interrogatories named or any and which of them?

2.d Do you know the real estate of the late Colonel William Spencer of which he died seized and possessed? If yea state what it consisted of its value and annual value?

3.d Do you or not know that after the death of the said William Spencer his brother the late Isaac Spencer took possession of the real estate of his said brother William Spencer and do you or not know that after Isaac Spencer took possession of said William Spencers real estate he sold a portion of the same? If yea state what part he sold and for what price he sold the same?

4.th Do you or not know the farm or tract of land in Cecil County of which the late Benjamin Jerry died possessed and do you or not know whether the said farm was exposed to sale some time during the year eighteen hundred and twenty two at the suit of Wm. Spencer trustee for the sale of the real estate of John Voorhees deceased?

5.th By whom was the sale made, who were the bidders and to whom and for what price was the same struck off?

6.th Do you or not know that after the said sale Col. William Spencer and the late Benjamin Jerry had a conversation respecting the farm and that a memorandum or agreement respecting it was made or entered into by or between them and deposited in the hands of a third person declare the whole truth herein to the best of your knowledge -

Jos. Wickes 4.th J. G. Barroll Comm.r — Thos. J. Alexander

J. B. Ricaud Clk. — Jos. Alfred Pearce, Solicitor for Comp.t

State of Maryland Kent County Sct. By virtue of the annexed Commission we the said Joseph Wickes 4.th James G. Barrall the Commissioners therein named together with James B. Ricaud the Clerk by us appointed have this first day of May in the year of our Lord one thousand eight hundred and thirty four attended at the office of Joseph Wickes in the town of Chester in the County aforesaid at the hour of two o'clock in the forenoon as by appointment and notice thereof given and having taken the said oath annexed to the said Commission a certificate whereof is hereunto annexed proceed to the execution of the said Commission whereupon Collin Vezey Price a Witness produced on the part of the complainant in this Commission named being duly sworn true and perfect answers to make to all such interrogatories as to him should be put in this cause and therein to speak the truth the whole truth and nothing but the truth. To the first Interrogatory he answers and says that he does not know them but may have seen them -

To the second Interrogatory he answers and says, that he knew the real estate of the late William Spencer lying and being in Cecil County but does not know the estate in Kent County, the real estate lying in Cecil County consisted of a farm purchased by said William Spencer at sheriff sale the annual value of which he supposes at this time about one hundred dollars but worth much more at the time of the purchase which was in 1822, the same being at this time in a state of decay particularly the buildings -

To the third Interrogatory he answers and says that after the death of the said William Spencer to the said Isaac Spencer came to this deponents house and stated he was the representative of his brother and had taken the management of his said brothers estate and that he had come to see and examine a lease existing between his late brother William Spencer and a certain Benjamin Jerry the tenant of Col. William Spencer on said farm in Cecil deponent does not know that said Isaac Spencer sold any part of the estate of the said Col. William Spencer -

To the fourth Interrogatory he answers and says that he does -

To the fifth Interrogatory he answers and says that the said sale was made by David