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for Montgomery County forthwith return the Commission issued to them on the 1st. April 1840 together with their proceedings thereunder – Theodorick Bland, Ch.

And the said cause thus standing was continued until the next Term of the said Court to wit: December Term 1840 at which Term the standing commissioners for Montgomery County made return of the duplicate commission issued to them with their proceedings under the same in the words following to wit:

Maryland Sc. The State of Maryland. To Alexander Kilgour and John Brewer of Montgomery County greeting: Know ye, that we have appointed you to be our commissioner to examine witnesses in a cause depending in our High Court of Chancery between Joseph H. Jones adm.r D.B.N. of James Hawkins and adm.r of Susanna Clagett complainant and Francis Edelen John C. Jones 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 either the plaintiff or defendant and that you examine them on their corporal oaths to be by you administered upon the Holy Evangely 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 parties or their 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 Honorable Theodorick Bland, Esquire Chancellor this 21st. day of June Anno Domini 1839. –

(Seal) Test. Ramsay Waters, Reg.r Cur. Cancr.

Commissioner's Oath: you Alexander Kilgour and John Brewer 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 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. –

Robt. W. Millet, June 13th. 1840.

Clerk's Oath: you Robert W. Millet 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 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. –

J. Brewer
Alexander Kilgour –

The execution of this Commission — appears by certain Schedules to this commission annexed. –

J. Brewer (Seal)
Alex. Kilgour (Seal)

Joseph H. Jones adm.r de bonis non of James Hawkins and adm.r of Susanna Clagett –
vs.
Francis Edelen John C. Jones and others –

Interrogatories propounded on the part of the complainant to Nathan Suffborough witness of lawfull age. Viz.

1st. Were you acquainted with the late Charles C. Jones of Clean Drinking in Montgomery County Md. If so state how long and whether you were familiar with his pecuniary concers and often consulted with by him in relation to them?

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2d. Were you acquainted with Clement Smith Esq.r of the D.C. in his life time –

3d. Have you any knowledge of the matters in dispute between the late Charles C. Jones and Clement Smith in or about the year eighteen hundred and twenty five particularly as it relates to the Clean Drinking Estate and the claims of the said Smith thereon. If yea state particularly to whom the said disputes were referd upon what terms, and how the claims of said Smith were settled or satisfied as far as come to your knowledge?

4th. In whose possession was the award or basis of the award to which you have referd when you last saw it look upon the paper marked Exhibit A and say whether the same is a true duplicate thereof and in your hand writing?

5th. Do you know anything of the transfer of certain bonds of Diggs and Debutts by James Hawkins thro Lewis Grand Davidson to Charles C. Jones or Clement Smith and upon what terms those bonds were transfered and how the amounts of said bonds were to be secured to the said Hawkins?

6th. Have you at any time known Charles C. Jones acknowledge in writing that all the real and personal property then on the Clean Drinking Estate was nearly under his controll as a gent of James Hawkins and Clement Smith and actually belong to them?

7th. Look upon the paper marked C. C. J. herewith filed and say whether you have seen the late Charles C. Jones write or have corresponded with him and know his hand writing and whether the signature thereto is that of Charles C. Jones and whether you are able to identify said signature from your knowledge of the hand writing of said Charles C. Jones?

8th. Did you or did you not at any time prior to the sale of the Clean Drinking or part thereof by Clement Smith to John C. Jones, Esq.r inform said Jones of the claim of James Hawkins heirs on the estate real and personal about to be sold to him if yea state particularly the substance of your communication to him?

9th. Did you at any time prior to said sale from Clement Smith to John C. Jones make a communication to Mr. Smith on the subject of the claim of James Hawkins representative to said estate real and personal if so state the substance of your communication to him?

10th. Have you or not frequently heard Charles C. Jones in his life time acknowledge his indebtedness to Mr. James Hawkins for the amount of Debutts and Diggs bonds?

11th. Are you acquainted with the hand writing of Lewis Grand Davidson whose name is subscribed to the paper marked C. C. D. filed as aforesaid if yea state whether the signature of the said Lewis Grand Davidson as witness thereto is his genuine signature and whether said Lewis Grand Davidson is living or dead, are you acquainted with the hand writing of Clement Smith and the late Charles C. Jones from seeing them write or corresponding with them if you look upon the paper marked C. S. J. herewith filed and say whether the signatures thereto of Clement Smith and Charles C. Jones are the several signatures and proper hand writing of the said Smith and Jones respectively and whether you saw them execute the said paper or not?

12th. Have you seen Richard M. Scott of the D.C. write or correspond with him so as to be acquainted with his hand writing if yea, look upon the letter marked R. M. S. herewith filed and say whether the signature of Rich.d M. Scott thereto is the genuine signature and proper hand writing of the said Scott?

13th. Have you seen Lewis Grand Davidson late of George Town D.C. write or corresponded with him so as to be acquainted with his hand writing – If yea look upon the same letter marked R. M. S. and say whether the letter and signature Lewis Grand Davidson thereunder written bearing date the