without the benefit of the testimony aforesaid.- Sworn to in open Court this 21st. of March 1845, by Richard Barnes.- W. Mitchell, Clk.-

Plaintiff prays commission John C. Reese Augustus Reese James McKie and Nathan C. Sayre, Morgan County Georgia, James Cartledge, Charles A. Crawford Isaac Ramsey and William Zachery Columbia County Ga. Lindsey Durham, John H. Lowe Charles Dougherty and Wm. Cox, Clarke County Ga.

And the said Richard Roe Lessee as aforesaid by his attorney aforesaid, prays the Court here that commissions may issue to the state of Georgia to examine evidences in this cause as above prayed and it is granted him, whereupon the said Richard Roe Lessee as aforesaid by his attorney aforesaid and the said Thomas A. Davis by his attorney aforesaid pray the Court here that the said commissions may be directed to John C. Therre, Augustus Reese, James McKie, and Nathan C. Sayre, of Morgan County Georgia and to James Cartledge, Charles A. Crawford, Isaac Ramsey and William Zachery of Columbia County Georgia and to Lendsey Durham John H. Lowe, Charles Dougherty and William Cox, of Clarke County Georgia and that they examine &c. returnable to the Court here with all convenient speed &c. and Thereupon the same commissions accordingly issue in the words and of the tenor following to wit:

"Charles County, Set: The state of Maryland to John C. Reese Augustus Reese, James McKie and Nathan C. Sayre, of Morgan County Georgia Gentlemen Greeting- Be it Known that you are appointed commissioners in a cause depending in Charles County Court between James Keys Lessee plaintiff and Thomas A. Davis Defendant, Therefore you or any three or two of you, having first taken the oath hereunto annexed and also administered the annexed oath to the person whom you shall appoint as Clk. to attend the execution of this commission, that at such time and place as to any three or two of you shall seem convenient, you cause to come before you or any three or two of you all such witnesses as shall be named or produced to you or any three or two of you by either the plaintiff or defendant and that you or any three or two of you examine them upon their corporal oaths to be by you or any three or two of you administered on the Holy Evangely of Almighty God touching their knowledge or remembrance of any thing that may relate to the cause aforesaid, and that you or any three or two of 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 or any three or two of you into writing, you send the same with this commission closed under your or any three or two of your hands and seals to the said Court with all convenient speed.-

Witness the Honorable Alexander C. Magruder, Chief Judge of our said Court the 2d. day of April 1845.- Issued the 3d. day of June 1845.-

W. Mitchell, Clk, Charles County Court.-

Commissioners 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 hereunto 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.-

Clerks 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, or any three or two of them named in the commission hereunto annexed, as far forth as you are directed and employed, by the said commissioners or any three or two of them, to take write down and transcribe said Depositions or any of them so help you God.-

"Charles County, &c: The state of Maryland to James Cartledge Charles A. Crawford, Isaac Ramsey and William Zachery of Columbia County Georgia, Gentlemen Greeting: Be it Known that you are appointed commissioner to examine witnesses in a cause depending in Charles County between James Keys Lessee plaintiff and Thomas A. Davis Defendant. Therefore you or any three or two of you, are requested having first taken the oath hereunto annexed, and also administered the annexed oath to the person whom whom you shall appoint as Clerk to attend the execution of this commission that at such time and place as to you or any three or two of you shall seem convenient you cause to come before you or any three or two of you, all such witnesses as shall be named or produced to you or any three or two of you by either the the plaintiff or defendant, and that you or any three or two of you examine them upon their corporal oaths to be by you or any three or two of you administered on the Holy Evangely of Almighty God, touching their knowledge or remembrance of any thing that may relate to the cause aforesaid, and that you or any or any three or two of 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 or any three or two of you into writing, you send the same with this commission, closed under your, or any three or two of your hands and seals to the said Court with all convenient speed. Witness the Honorable Alexander C. Magruder Chief Judge of our said Court the 2d day of April 1845. Issued the 3d. day of June 1845.-

W. Mitchell, Clk. Charles County Court.-

Commissioners 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 examinations and depositions of all and every witness and witnesses produced and examined by virtue of the commission hereunto 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.-

Clerks 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 or any three or two of them named in the commission hereunto annexed, as far forth as you are directed and employed, by the said Commissioners or any three or two of them, to take write down and transcribe the said depositions or any of them- so help you God.

"Charles County Set:- The state of Maryland To Lindsey Durham John H. Lowe, Charles Dougherty and William Cox, of Clarke County Georgia Gentlemen Greeting: Be it Known that you are appointed commissioners to examine witnesses in a cause depending in Charles County, between