To the 4th Int. he answers, Mrs. Simmes was the widow of James Simmes of the state of Maryland, and formerly before her intermarriage with her late husband James Simmes she was the wife of James Key of Maryland, and after his death his widow she was the mother of Thomas and James Key.-

To 5th. Int. he answers. she had two daughters Ann Key, and Alice Key, besides her two sons Thomas and James.-

To 6th. Int. he answers Mrs. Simmes is dead and I think died in the year 1829.-

To 7th. Int. He answers. Mrs. Simmes was twice married first to James Key by whom she had four children as above mentioned, then to James Simmes by whom she raised four children. I know nothing further.-

Test, Mary Wood, Clk. Richard Lee Simmes.-

Answered sworn to and subscribed before me this 27th September 1844.-

Charles Dougherty, Commissioner (Seal)

Georgia Vinton County. I Charles Dougherty the Commissioner in the annexed Commission named and who have taken the above answers, do certify that the foregoing are the answers of Richard L. Simmes duly sworn to before me and taken down by Mary Wood the Clerk by me appointed for that purpose this 27th September 1844.- Charles Dougherty, Com. (Seal)

Charles County, set: The State of Mary to Wm. S. Crawford, James Cartledge Nathan C. Sayre and James McKee, Gentlemen State of Georgia Greeting: Be it known that you are appointed commissioners to examine witnesses in a cause depending in Charles County Court between James Keys Lessee Plaintiff and Thomas A. Davis Defendant. Therefore you or either of you are requested 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 or either of you shall seem convenient, you cause to come before you or either of you all such witnesses shall be named or produced to you or either of you or one of you by either the plaintiff, or defendant, and that you examine them upon their corporal oaths to be by 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 one 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 one of you into writing you send the same with this commission closed under your hands and seals to the said Court, with all convenient speed. Witness the Honorable Edmund Key, associate Judge of the First Judicial District of Maryland the 30th. day of March Anno Domini 1844.- Issued the 10th day of July 1844.-

Wm. Mitchell, Clk. Charles County Court.-

Commissioners Oath:- You shall according to the best of your skill and knowledge, truly faithfully and without partiality to 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.-

Sworn to before me this 7th of January 1845.- Jno. A. Stapleh, J. I. C. James Cartledge.-

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 witness and witnesses produced before and examined by the commis-

sioner James Cartledge named in the commission hereunto annexed as far forth as you are directed and employed by the said Commissioner James Cartledge to take write down and transcribe the said depositions or any of them so help you God.-

James B. Cooke, Clerk

Sworn to this 8th of January 1845

James Cartledge, Com.

Interrogatories on the part of the plaintiffs Lessee to Mary Foster.

1st. Interg. Are you acquainted with James Key, one of the parties to this suit.

2d. " Were you acquainted with Thomas Key, if yea who was his mother. when did he die.-

3d. " Was Thomas Key (Decd.) Brother of James Key and did Thomas Key die without having been married and without children

4th. " Was Mrs. Simmes (widow of the late James Simmes) formerly of the state of Maryland and formerly before her intermarriage with her late husband James Simmes, the wife and after his death the widow of James Key of Maryland and Mother of Thomas and James Key.-

5th. " Had Mrs. Simmes while the wife of her first husband James Key any other children by her first marriage except Thomas Key and James Key.-

6th. " Is Mrs. Simmes dead, and when she die.-

7th. " State all the information relative to Mrs. Simmes Husband children and family received from her and her son Thomas Key and all other information on the subject you may possess.-

Same interrogatories to Arthur L. Simmes and Richard L. Simmes, and any other who may be summoned by James Key.-

W. B. Stone, atty. for plff.-

True copy. Test, Walter Mitchell, Clk. of Chs. County Court.-

State of Georgia Columbia County- By virtue of a commission to me directed from the Honorable Edmund Key, associate Judge of the first Judicial District of the state of Maryland, I have this day caused Mrs Frances Darby and Mrs. Nancy Thomas to come before me, and after having been duly sworn upon the Holy Evangelist of Almighty God in the cause stated in said commission wherein James Key, Lessee plaintiff and Thomas A. Davis Defendant Mrs. Frances Darby's answers are hereunto annexed as follows:

To the first Interrogatory she answers- I am acquainted with James Key.-

Int. 2d.- I was acquainted with Thomas Key, his mother was the wife James Semmes formaly of Maryland, Thomas Key died from 35 to 40 years.-

Int. 3d- Thomas Key and James Key were brothers and that Thomas Key died without being married.-

Int. 4th- I understood from Mrs. Semmes that she was the widow of James Key of Meriland and that Thomas and James Key, were her sons.-

Int. 5th- Mrs. Semmes brought three children to wit. Thomas Key James Key and Mrs. Alice Cary.-

Int- 6th- It is a common report that Mrs. Semmes is dead (and that she died about ten or fifteen years ago.-

Int. 7th- Witness has stated all that she knows in relation to Mrs. Simmes children so far as the Key family are concerned, she knows several children by Mr. Sims to wit, L. Simmes, Philip Sims