said Court the 13th day of October 1845.
Issued the 25th day of October 1845. Henry Bruce Clk of Allegany Cty Ct
Afterwards to wit on the same day the Court passed the following order to wit
John L Hewk James L Hewk
and others
vs
Reza Ellen Davis James R Davis John C Davis } Ordered this 25th day of October 1845 that W Topham Evans Esq be and he is hereby appointed a Commissioner to take testimony to be adduced by Complainants in proof of the allegations of the Bill of Complaint. Robert N Martin
Whereupon Commission issued to W Topham Evans Esq in form following to wit.
Maryland Allegany County to wit The State of Maryland to W Topham Evans of Allegany County in the State of Maryland Greeting
Whereas We have appointed you Commissioner to examine witnesses in a cause depending in Allegany County Court between John L Hewk James L Hewk and others Complainants and Reza Ellen Davis James R Davis and John Cearnin Davis defendants Therefore you are required 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 or produced by you by either the plaintiff or defendant and that you examine them upon their Corporal Oaths to be by you administered in the Holy Evangely of Almighty God touching their Knowledge and 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 cause the Commission thereto under your hand and seal to the said Court with and concerning such Witness the Honorable Robert N Martin Esq Chief Judge of our said Court the 13 day of October 1845.
Issued the 25th day of October 1845.

April Term 1846
Henry Bruce Clk of Allegany County Ct
Commissioners Oath
You shall according to the best of your Skill and judgment truly faithfully and impartially to any or either of the parties to be examined 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 be before the said Commissioner is desired be produced to and left with you by either of the said parties: So help you God.
Afterwards to wit on the 28 day of October in the year aforesaid the Commissioner last aforesaid made return of his Commission with his proceedings under the same in the manner following to wit.
John L Hewk and others
vs
Reza Ellen Davis and other infants } Interrogatories to be propounded to Witnesses to be produced and examined by the Complainants in proof of the Allegations of their Bill of Complaint.
1st Do you know the parties Complainants and defendants
2d Do you know the defendants state whether they are infants of what age they are and whether they are the children of Thomas D Davis and Mabel ann Jane Davis two of the Complainants in this suit.
3d Do you are you acquainted with the real estate of James Hewk late of Allegany County deceased If yea state where it is situate and how it lies and the quantity thereof as nearly as you can state.
4th Do you would it be for the interest and advantage of all the parties Complainants and defendants that a partition of the same should be made among the Children heirs at law and devisees of the said James Hewk. If yea assign your reasons for such opinion — 5th Do you know any other matter or thing which ought to be evidence in this cause If yea state your knowledge fully
Wm Price for Compl.
At the execution of the annexed Commission issued out of Allegany County Court sitting as a Court of Equity and to me directed empowering