it was said to be less by five or six feet in the Frostburg region

There being no other witnesses to be examined at this time, the solicitor for Complainants asked the Commissioner to adjourn for the day, the Respondents objected; but the Commissioner adjourned until tomorrow morning June 11th 1861 at 9 O'clock at the same place.

J. J. McHenry
Commissioner

1861 June 11th Pursuant to adjournment the Commissioner met and in the presence of the solicitors of Complainants and Respondents proceeded to take the following testimony; viz:

Denton D. Brown, a witness of lawful age produced on the part of the Complainant being by me duly sworn to interrogatories propounded to him, deposed and said, as follows:

1st Interrogatory
Do you know the parties to this cause or any or either of them?
Answer
I do not know any of the individual parties

2nd Interrogatory
What is your occupation.
Answer
I am Surveyor of Allegany County.

3rd Interrogatory
Look at the paper now shown you marked "Exhibit A" of Complainants bill in this cause, and state whether you have surveyed and platted the property therein described and thereby purporting to be conveyed? and if yea produced the map of the same.
Answer
I have surveyed the lands described in said Exhibit A. & platted the same and here with produce the plat marked "D. D. Brown"

4th Interrogatory
State how you obtained the beginning of said tract described in said Exhibit A?
Answer
I went to a point on the ground shown to me as the northwest corner of the farm known as the "Hoffman Farm" and reversed the lines of the deed by course and distance to the beginning; then I returned to the northwest corner of the Hoffman Farm and ran the remainder of the lines regularly.

5th Interrogatory
Why did you obtain the begining in the mode you speak of?

Answer
I did not know where the begining was by the description.

6th Interrogatory
Can the begining of the tract as described in the deed marked Exhibit A. be found according to the description of the same in the deed
Answer
It cannot unless you assume a point or reverse as I did

7th Interrogatory
In finding the beginning, which you say you ascertained for said land, did you reverse the lines from the first call in the description of the land, as contained in the deed, which could be safely established?
Answer
The northwest corner of the Hoffman Farm is in my opinion the first positive call in the deed. I reversed it from what I considered the first positive call.

8th Interrogatory
Did you verify on the ground the point which you say was shown to you as the northwest corner of the "Hoffman Farm" as correct, by any information you possessed or by any surveying from points known to you?
Answer
I did

9th Interrogatory
Is there any call in the description of the land contained in "Exhibit A" nearer the beginning, as therein described from which such beginning can be established by reversing the courses and distances, than said Northwest Corner of the Hoffman Farm?
Answer
The northwest corner of the Hoffman Farm is the first positive call in the deed, that is intelligible to me. There is no other call that I consider definite.

10th Interrogatory
What proportion of the land described in said Exhibit "A" of the bill, is cultivated land and what woodland —, that is what proportion?
Answer
About half of the land was in cultivation and half is in woodland.

11th Interrogatory
How many acres of land are contained in the tract described in said Exhibit A. as surveyed by you?
Answer
I made it twelve hundred and eight acres