seem convenient, you cause to come before you all such evidences as shall be named or produced to you by either the Complainant or Defendants and that you examine them upon their corporal oaths, to be by you administered on the Holy Evangelly 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 Solicitors 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 commission closed under your hand and seal to this Court, with all convenient speed. Witness, The Honorable Thomas Perry, Judge of our said Circuit, the 22nd day of November 1858. Issued the 30th day of December 1858.

Isaac Nesbitt, Clk.

You shall according to the best of your skill and knowledge, duty, faithfully, and without partiality, to any of either of the parties, take the examinations and depositions of all and every witness and witnesses produced and examined by virtue of this within Commission, 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 before

And thereupon, all further proceedings in the premises aforesaid, between the parties aforesaid, and by order of the Court here, were continued from term to term, until the first Monday of March next. At which said first Monday of March, being the seventh day of the same month in the year of our Lord, one thousand eight hundred and fifty nine, come again into Court here, as well the Complainant aforesaid by his Solicitor aforesaid, as the Defendants aforesaid, by their Solicitors

And David H. Wiles, one of the Commissioners aforesaid, on the 29th day of March, 1859, made return of said last named Commission to take testimony, to the Court here, thus endorsed to wit; "The return of the within commission will appear by certain schedules hereunto annexed. D. H. Wiles (Seal)"

Here follow the schedules above referred to by the last Commissioner aforesaid, to wit:

William Grove
vs
Heirs at law & devisees of Isaac Long, deceased

In the Circuit Court for Washington County.
No 1282. Equity.

Interrogatories to be propounded to Alexander Shafer, a witness produced on the part of the defts.

1st Are you acquainted with the parties to this suit, or any of them? 2nd If so, are you or not acquainted with Isaac Long deceased? and if so

did you know and still know whether he owned at any time any land along or immediately on the Chesapeake and Ohio Canal, or ever claimed to own any land so situated, other than the land in controversy in this cause, namely the "Crow farm" on which William Grove the Complainant has been residing? If he ever owned or claimed to own any other land, so situated on the said Canal state what land it is?

H. H. Alvey for Defts.

Interrogatory by Complainant — Were not the said Isaac Long have owned or claimed to own land in Washington County on or along the Chesapeake & Ohio Canal, other than the tract described or referred to in the defendants second interrogatory within, without your knowledge? or do you profess to know all the land in said County, so situated, which the said Isaac Long owned or claimed at any time to know?

Feb. 12. 1859.

D. Weisel Solr. for Complt.

William Grove
vs
Heirs at law & devisees of Isaac Long, died.

In the Circuit Court for Washington County as a Court of Equity

Interrogatories on the part of the defendants, to be propounded to William H. Handy and Thomas Harbine Esq.

1st Are you acquainted with the parties to this suit? 2nd If you are acquainted with William Grove, the complainant, how long have you been acquainted with him? 3rd Do you know of any other William Grove in Washington County, or any person of that name who has been in any way connected in business transactions with Isaac Long in his life time, or with the said Long and a certain John W. Hollida? If yea, state your knowledge fully. 4th State whether you were the attorney or solicitor, or one of them, who filed in the Circuit Court for Washington County, as a court of equity, a bill in the name and behalf of Isaac Long & John W. Hollida against the Chesapeake and Ohio Canal Company some time in the latter part of September, 1852 (a certified copy of which is filed with the Commissioner to be returned under the commission as evidence in the cause, and as marked "W. G.") and if yea, state at whose instance the said Bill was filed and who was the agent mentioned and referred to in the said Bill, as having made the contract with the said Canal Company, for and on behalf of the said Long and Hollida, and state also whether the said William Grove, the Complainant in this cause, did not swear to the said Bill? State also whether the said William Grove did not profess to act in the matter of filing the said Bill as the agent of the said Complainant herein? 5th State whether you were