die did he leave children, if you state their names ages places of residence, and if daughters the persons their married
Lastly do you know or have you heard of any other matter or thing tending to the benefit or advantage of the Complainant in this cause if you state the same as if you were specifically interrogated thereto.
Wm B Ross Solr for Complainant.

And now here at this day to wit the 8th day of August A.D. 1864 and at the term aforesaid the said Commission was transmitted and returned to the Court here duly sealed up with the proceedings thereunto and about the premises to wit;
At the execution of the within Commission issued out of the Circuit Court for Frederick County and to me directed and empowering me to examine witnesses in a cause depending in the said Court between Lycurgus N Phillips Exr of Noah Phillips deceased as complainant and Charles Wolfe et al as defendants I William B Nelson Commissioner did on the 29 day of July in the year 1864 at my office in Frederick City Maryland proceed to take the following testimony to wit;
The Complainant filed with the Commissioner as evidence Exhibits No 1. 2. 3. 4. 5. 6. 7. 8. 9 and 10 which are herewith returned by the Commissioner
There being no witnesses present to be examined and the Complainant requiring further time for the production of his evidences the said commission was adjourned to the sixth day of August 1864 at which time and at my office aforesaid I proceeded to take the following depositions to wit,
Isaac Wright a witness of lawful age produced upon the part of the Complainant being duly sworn and examined on interrogatories filed with the Commissioner by the Complainant and herewith returned deposes and says.
To the 1st That he looks at Exhibits No 1. 2. 3 and 4 that he knows the signature attached to said Notes that said Notes were signed by Isaac Wright and Abraham Wolfe that said Notes were secured by Mortgage executed by Isaac Wright to Noah Phillips that Exhibit No 5 is a copy of said Mortgage.
To the 3 That he did execute Exhibit No 6 or the conveyance of which Ex No 6 is a copy the property therein described is the same as is described in Exhibit No 5 that Abraham Wolfe was to pay certain claims against deponent in the hands of Isaac E Pearson amounting to about four hundred dollars, that Wolfe paid said claims to Isaac E Pearson that said Wolfe paid no money either to deponent or Noah Phillips.
To the 4th He he looks at Exhibits No 7 and 8 that he knows nothing in reference thereto at least that he has no recollection of the matter.
That he was the agent of Abraham Wolfe for the sale of the property described in Exhibits No 6 that said property was sold to Isaac E Pearson for seventeen hundred and fifty or eighteen hundred dollars that none of the purchase money thereof was paid to this deponent or to Abraham Wolfe,
To the 6th That the terms of said sale were to pay to Noah Phillips the amount of this Mortgage and the balance to be applied by Isaac E Pearson to deponents use that is by payment of outstanding paper of deponent and





balance to deponent,
To the 7th That he has seen Isaac E Pearson write and knows his handwriting to the best of his knowledge he avers in Exhibit No 9 the above is correct up to April 1854 on the 4th of July 1854 paid Noah Phillips seven hundred dollars for which a receipt is given I E Pearson is in my opinion in the proper handwriting of said Isaac E Pearson.
To the 8th That he knew Abraham Wolfe grantor in Exhibit No 6 and grantee in Exhibit No 5 that he is dead that he died about a year that he left the following children namely Charles Wolfe Rebecca married to John Shunk Elizabeth married to John Sulzer Mary married to Isaac Wright Susan Married to Ephraim Repp and Samuel Wolfe Joseph Wolfe ~~Samuel Wolfe John M Wolfe~~ and Maryann Wolfe all adults above the age of 21 years and all residents of the State of Maryland except Charles Wolfe and John Shunk and Rebecca Shunk his wife and Elizabeth Wolfe of John Sulzer deceased who are residents residing out of the State of Maryland.
To the 9th That he knows nothing further
There being no other witnesses present to be examined the Complainant desiring no further time for the production of his evidences the Commissioner closed the said Commission and hereunto returned the same under his hand and seal on this sixth day of August in the year 1864.
Wm B Nelson Seal Comr

Costs of Commission.

| | |
|---|---|
| Commissioners fee | $8.00 |
| Isaac Wright Witness | 75 |
| Stenographers fees | 2.20 |
| | 10.95 |
| J Clough Sheff Carroll Co | 40 |
| | 11.35 |
| J L McSherry Reg | 55 |
| | 11.90 |

Wm B Nelson Seal Comr

Lycurgus N Phillips Exr vs Charles Wolfe and others } No 3131 Equity
In the Circuit Court for Frederick County sitting in Equity

You are hereby commanded to summon Isaac Wright to appear before the Commissioner acting under a Commission issued out of the Circuit Court for Frederick County sitting as a Court of Equity and empowering me to examine witnesses in this cause on Saturday the 6th day of August 1864 at 11 o'clock A M at my office in the City of Frederick to testify on behalf of the Complainants witness my hand and seal this 29 day of July 1864.
To Jos Clough Sheff of Carroll Cty. Wm B Nelson Seal Comr
Which is endorsed Summons Jos Clough Sheff.
Thereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their Solicitors aforesaid and by order of the Court here thereon is further continued from time to time until the second Monday of February 1865, at which time on second Monday of February being the 30th day of the said month in the year of our Lord 1865 comes