

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, MARYLAND

DAVID NEFF WISE *
 COMPLAINANT *
 VS. * EQUITY NO. 32,824
 DORIS SHIVAR LINTHICUM, ET AL *
 RESPONDENTS *

* * * * *

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The above cause standing at issue and notice having been given me by the Plaintiff's Solicitor to take testimony therein, I, C. Clifton Virts, one of the standing examiners of your Honorable Court, proceeded on the 20th day of December, 1982 at 1:00 p.m. at 117 West Patrick Street, Frederick, Maryland, to take the following depositions of the witnesses then and there produced to me, that is to say:

Present:

- | | |
|------------------|-------------------------|
| David Neff Wise | Complainant |
| A. Owen Mercer | Witness |
| Virginia Kaetzel | Witness |
| John W. Chillas | Solicitor for Plaintiff |
| C. Clifton Virts | Examiner |
| Essie A. Moler | Clerk |

Let the record show that prior to the swearing of witnesses inquiry was made by the Examiner as to the posture of the case and found that the parties were at issue. John W. Chillas, Solicitor for Plaintiff, testified that on or about the 31st day of August 1982, the Plaintiff filed a Bill of Complaint for Sale In Lieu of Partition and that a copy of said Bill of Complaint was posted on the real property which is the subject matter of this suit, on the 1st day of September, 1982, and no answer having been filed thereto, the Plaintiff moved for a Decree Pro Confesso, which was granted by this court on 23rd day of November, 1982.