

says - that he will aver and prove his said Bill to be true, and certain, and sufficient in Law, to be answered unto, and that said answers of said-defendants are unnecessary, and insufficient to be replied unto by these repliants, without that any other matter or thing in said answers contained, material, or effectual in Law, to be replied unto and not herein replied unto. Confessed, and avoided, traversed or denied as true, all of which matters, and things this repliant avers and will be ready to aver and prove, as this Honorable Court shall award, and humbly prays as in and by said Bill he has already prayed

W. C. Sappington Dale  
For Repliant

Thereupon the following Decree was passed to wit:

Sebastian G. Cockey } N<sup>o</sup> 2519, Equity. In the Circuit Court  
for Frederick County sitting as a Court  
of Equity February Term, 1854

Alfred Dasford & others }  
The Order of Publication, heretofore passed in this cause, against Ellen Dasford, one of the defendants in this cause, having been duly published, and the said defendant having failed to appear, and answer the Bill of Complaint. It is thereupon this 8<sup>th</sup> day of May 1854, by the Circuit Court, for Frederick County, sitting as a Court of Equity The Hon Madison Nelson Judge thereof adjudged ordered and Decreed, That the Bill of Complaint be and the same is hereby taken pro Confesso against said defendant, and the other defendants having put in their answers it is further ordered that a Commission issue to Robert Nelson Jr, to take testimony in this case.

M. Nelson

The following Petition was filed. May 8 1854.

Sebastian G. Cockey } N<sup>o</sup> 2519 Equity In the Circuit Court for  
Frederick County, sitting as a Court of Equity.  
February Term 1854  
Adam Betzenberger }  
adm<sup>r</sup> of Dasford }  
Others }

To The Hon M. Nelson Judge of the Circuit Court for Frederick County, sitting as a Court of Equity. The Complainant in this cause, Respectfully states to your Honor that it is necessary to sustain the allegations of his Bill to obtain the testimony of Abraham Betzenberger, one of the defendants in this case, and therefore prays your Honor to pass an order, authorizing, and empowering your Petitioner, to examine as a witness, and use the testimony of the said defendant

W. C. Sappington  
Solicitor for Complt.

Ordered by the Court, this 8<sup>th</sup> May 1854, that the foregoing Petition be granted, and that the said Abraham Betzenberger be made a witness, and his testimony be taken & used by the Complainant, or defendant in this cause

M. Nelson

Whereupon the following Commission was issued Maryland &c. The State of Maryland to Robert Nelson Jr Esq, of Frederick County Greeting - Be it known that you are appointed Commissioner to examine evidence in a cause, depending in the Circuit Court, for Frederick County, as a Court of Chancery, between Sebastian G. Cockey Complainant -