

Complaint of George Smith, against him & others in the Circuit Court for Frederick County in Equity Exhibited. The defendants admits the matters, and things set forth in said Bill & is willing that a Decree should pass as prayed. Robt H Schley

I agree to accept this answer without Oath
M. D. Guekelt Sell.

Examiner Buildings Frederick Md April 18 1853
This is to certify that the answer noted in No 2466 Equity, was published in the Examiner, printed in Frederick once a week for one month prior to the 15 day of January 1853

(Schley & Malley)

Deere Smith, } No. 2466 Equity, In the Circuit Court for Frederick County February Term 1853.

Schley & others } The order of Publication heretofore passed in this Cause, having been only published & the said defendants having failed to appear, and answer the Bill & Complaint It is thereupon this 18 April 1853 By the Circuit Court for Frederick County, advised, adjudged & Decreed That said Bill of Complaint be and the same is hereby taken pro Confesso against Philip Schuff Mary E Schuff Sarah C Schley & David Schley, and the answers of the Infants having been filed, as also the answers of Georgeann M Schley Robert M Schley, Alfred Schley & William E Schley, but the Defendants, Edward Shivers John H Williams, Eliza Thomas & Phebe Thomas having been only summoned to appear to the bill of Complaint, and having failed to appear thereto, according to the exigency of said writ - It is thereupon this 18 of April 1853 advised & decreed that the Complainant is entitled to relief in the premises. But because it doth not certainly appear to what relief the Complainant is entitled it is further adjudged and ordered that a Commission issued to Robert Wilson Jr to take testimony to support the allegations in the B. & C.

M. Nelson.

Com^{rs} Maryland To The State of Maryland, to Robert Wilson Jr Esquire 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 George Smith, Complainant, and Edward Shivers John H Williams, Eliza Thomas Phebe Thomas & others Defendants. You are therefore required, having first taken the Oath hereunto annexed and also administered the annexed Oath to the person whom you shall appoint as clerk, to attend the Execution this Commission, that at such time, and place, as to you shall seem convenient, you cause to come before you all such Evidence as shall be named and produced to you, by either the Plaintiff or Defendants, & that you examine them, on their Corfeural Oaths, to be by you administered - upon the Holy Evangelij of Almighty God, touching their Perjural Oaths, or remembrance of any thing, that may relate to the Cause aforesaid - & that you cause Notice to be given to the parties or their Attornies of the Execution of the Commission, before you execute the same