

in such case made, and provided, and we hereby certify - that we are satisfied, of our own knowledge - that the person making the aforesaid acknowledgment is the person named and described as, and professing to be a party to said deed.

acknowledged before

George Rice
Wm Steiner

State of Maryland.

Frederick County Sec: I hereby certify, that the foregoing is a true Copy taken from Liber D.S. N^o 46. folios. 2. 3. 4. 5 & 6. One of the Land Records of Frederick County. In Testimony whereof - I hereunto set my hand, and affix the seal of the Circuit Court for Frederick County - this 23^d day of August 1853.

(Seal Place)

Edw^d Shrover. Ck.

Whereupon issued Subpoena, as prayed for in said Bill of Complaint in form following to wit: Maryland Sec: The State of Maryland, to John Eyler of Frederick County - Greeting - You are hereby Comanded that all ex cases set apart, you personally appear - before the Judges of Frederick County Court, sitting as a Court of Chancery to be held, at the Court House, in Frederick Town, in and for said County, on the 14th Monday of February next - to answer the Bill & Complaint of Frederick Cabb's sen. against you in our said Court exhibited and set forth: Hereof fail you not, as you will answer the contrary at your peril. Witness the Honourable John Buchanan - Chief Judge of our said Court the 23^d day of October 1843. Issued, the 1st day of January, 1844.

Jm P. r
J. E.

By Schley Ck

At which said fourth Monday of February, to wit: in the year last aforesaid being the return day of the aforesaid subpoena, the sheriff of Frederick County, to whom the same was delivered to be served made return thereof - to the Court here, thus endorsed, to wit "Summons" George Rice Shff.

There being no further proceedings had in the said Cause - the same was continued until the first Monday of July, in the year last aforesaid, it being the next regular term thereafter, at which mentioned July Term, and on the 8th day of the same month, the Court passes the following Interlocutory Decree, to wit:

Frederick Cabb's sr. } In Frederick County Court, sitting as a Court of Equity.
vs. } July Term 1844.

John Eyler. — The defendant having been duly summoned to appear to the Bill of Complaint, and having failed to appear thereto according to the exigency of the writ. It is thereupon, this 8th day of July, 1844, by Frederick County Court, sitting as a Court of Equity, and by the authority of said Court, as a Court of Equity, adjudged, ordered, and decreed - that the Complainant is entitled to relief in the premises. But because it does not appear to what relief the Complainant is entitled, it is further adjudged, and ordered that a Commission or Commissions issue to such person, or persons, as the Complainant shall be made to take testimony to support the allegations of the bill.

R. H. Marshall.

And afterwards to wit: on the sixth day of August, in the year last aforesaid the following Commission was issued to wit:

Maryland Sec: The State of Maryland, to William J. Palmer Esq of Frederick County, greeting: Be it known that you are appointed - Commissioner, to examine - evidence in a Cause, depending in Frederick County Court as a Court of Chancery - between Frederick Cabb's sr. Complainant, & John Eyler defendant, you are therefore required, having first taken the Oath hereunto annexed, and also administered the annexed Oath to the person whom