

Witness the Honorable Madison Nelson Judge of our Said Court the second day of January 1860. Given the 10th day of February 1860

To the Sheriff of Frederick's County B. G. Fitzhugh CLK

William S. Herpferger et al } N^o 2908 Equity

Petition for leave to examine Julia A Herpferger

Henry C Herpferger et al }
To the Honorable M. Nelson Judge of the Circuit Court for Frederick's County sitting in Equity
The petition of the Complainants in the Case aforesaid shews that Julia Ann Herpferger the widow of Henry Herpferger deceased named in said Bill of Complaint & who has no interest in said Cause or in the estate therein mentioned except her right of dower therein is a necessary witness for them especially to prove the identity and interest of Scott & Clay Herpferger the non-ascendant infants named in said Bill of Complaint they therefore pray your Honor to grant them leave to examine the said Julia Ann Herpferger who is named as a defendant in said Bill as a witness in said Cause and they will pray for

Wm. S. Herpferger et al
for Compts
Ordered this 5th day of February 1861 that the Complainants have leave to examine the defendant Julia Ann Herpferger as a witness according to the purpose of the above petition
M. Nelson

Introductory Decree

William S. Herpferger et al } N^o 2908 Equity in the Circuit Court for Frederick's County sitting in Equity
Henry C Herpferger et al }

The order of publication heretofore passed in this Case having been duly published and the defendants therein named having failed to appear thereto, it is therefore the 14th day of February in the year 1861 by Madison Nelson Judge of the Circuit Court for Frederick's County sitting as a Court of Equity and by the authority of this Court adjudges, orders and decrees that the Complainants are entitled to relief in the premises. But because it doth not certainly appear to what relief the Complainants are entitled it is further adjudged and ordered that a Commission or Commissions issue to such person or persons as shall be named by the Complainants to take testimony to support the allegations of the Bill
M. Nelson