the above cause which are especially referred to and prayed to be taken as part of this petition: And your petitioner does further charge that the said real estate is now in possession of a certain Peter O'Conner who has possession under the said Mortgagors, and the said Conner does fail and refuse to give your petitioner possession of said real estate; that said Peter O'Conner is engaged in cutting and removing valuable timber from said real estate to the great damage of said real estate, and to the irreparable injury and loss of your Petitioner. In tender consideration whereof, may it please your Honor to grant to your Petitioner a writ in the nature of a writ of habere faciae possessionem, directed to the Sheriff of Frederick County, directing and commanding him to deliver possession of said real estate to your Petitioner; and in the meantime may it please your Honor to grant an injunction to restrain the said Peter O'Conner, his agents and employees, from cutting any timber or wood growing on said land, or committing any other waste or destruction of the said real estate, and that he may have such other and further relief in the premises as the nature of the case may require and to your Honor shall seem right your Petitioner will ever pray &c.

Milton G. Urner
Sol^r for Petitioner

State of Maryland, Frederick County, Set: On this 30th day of January 1874, before me Clerk of the Circuit Court for Frederick County, personally appeared Jacob Fox and made oath in due form of law that the matters and things stated in the foregoing petition are true to the best of his knowledge and belief.

Thomas Gorsuch, Clerk of the Circuit Court for Frd. County.

Courts Order issuing Writ of Habere faciae Pos

Jacob Fox, Mortgagor,
on
Petition

No. 3655 Equity
In the Circuit Court for Frederick County
Dec Term, 1873.

Upon the foregoing petition it is Ordered by the Court this 30th. day of January 1874, that the writ of habere faciae possessionem be issued as prayed in the foregoing petition, unless good cause to the contrary be shown on or before the 16th. day of February 1874, provided a copy of the foregoing petition and of this order be served upon said Peter O. Conner on or before the 3d. day of February next, and it is further Ordered by the Court that an injunction issue at once as prayed in the foregoing petition.

John S. Lynch
Judge of the Cir Court

Filed January 30th. 1874.