

No 4420 Equity

order to
issue
Commission

Having failed to appear at the time specified in said order of Publication, with the exception of Rudolph Plank, who has filed his answer consenting to said sale. It is thereupon on this 29th day of March A.D. 1879 by the Circuit Court for Frederick County sitting as a Court of Equity, and by authority thereof, adjudged, ordered and decreed that the complainants are entitled to relief in the premises, but because it doth not appear to what relief the complainants are entitled, it is further adjudged and ordered that a Commission issue to the Commissioners of this Court to take testimony in support of the allegations of said bill of Complaint.

Filed March 29, 1879

John A. Lynch
Judge of the Cir-Court

Francis T. Purck et al
vs
Christian H. Eckstein Admin-
istrator of Otetia Jellens et al

No. 4420 Equity
In the Circuit Court for Frederick
County in Equity
Feb Term 1879

ANSWER of
C.H. Eckstein

This defendant admits that letters of Admin-
istration have been granted to him by the Orphans Court of Frederick County on the estate of Otetia Jellens deceased as alleged in said Bill of Complaint that he has possessed himself of her personal estate and under the direction of said Orphans Court, has sold it and that the whole personal estate does not amount to more than fifty dollars and thirty three cents, out of which the costs of said proceedings have to be paid and that there will not be more than twenty dollars for distribution among the creditors of Otetia Jellens

Filed March 29, 1879

Christian H. Eckstein
Administrator of Otetia Jellens deceased



Maryland, Sc.
The State of Maryland, So William B. Mel-
low and John C. R. Wood Esqs of Frederick
County, Greeting.

Commission
To take
Testimony

Be it known, that you are appointed
Commissioners to examine Evidences in a cause depending in the Circuit
Court for Frederick County as a Court of Equity, between Francis T. Purck &
Charles Smith v Frank F. Smith partners trady & co also Charles & F. F.
Smith and others, Complainants, and Christian H. Eckstein, Admini-
istrator of Otetia Jellens, Rudolph Plank & wife and others Defendant.

You are therefore required, having first taken the Oath hereunto an-
nexed, and also administered the annexed oath to the person whom you
shall appoint as Clerk, to attend the execution of this Commission, that at
such time and place as to you shall seem convenient, you cause to come before
you all such Evidences as shall be named and produced to you by either
the Complainant or Defendant; and that you examine them on their cor-
poral oaths to be by you administered upon the Holy Evangelys of Almighty
God, touching their knowledge, or remembrance of any thing that may relate
to the cause aforesaid; and that you cause notice to be given to the parties or