No. 4385 Equity

William H. Brightwell and Susannah Brightwell his wife vs Samuel A. Eury, John W. Eury et al	No. 4385 Equity In the Circuit Court for Frederick County sitting as a Court of Equity

Decree
Interlocutory
Bill Confesso

The order of publication heretofore passed in this cause as to the non-resident Defendants, Alfred Eury, Jesse Eury, the four children of Noah Eury deceased whose names are unknown, and the daughter of Margaret Smith deceased having been duly published, and said Defendants having been thereby duly notified to appear to and answer the Bill of Complaint and having failed to appear and answer thereto as required after publication of said order in "The Examiner" a newspaper published in Frederick County, once a week for four successive weeks as heretofore ordered by this Court, and the Defendants James A. Grossman and Mary A. E. B. Grossman his wife having been duly summoned and having failed to appear and answer as required it is therefore this Twenty second day of May in the year eighteen hundred and seventy nine by the Circuit Court for Frederick County sitting as a Court of Equity and by the authority thereof adjudged, ordered and decreed that the said Bill of Complaint be and the same is hereby taken, pro confesso, against the said Defendants hereinbefore named as non-resident or in default; and the cause standing ready for a hearing as to the other defendants Samuel A. Eury and Anne E. Eury his wife by their joint and several answers, John W. Eury and Sarah J. Eury his wife by their joint and several answers, Evan J. Aldridge and Mary E. Aldridge his wife, by their joint and several answers, and Samuel E. Hann and Margaret A. Norman by their answers having admitted the facts and allegations mentioned and charged in said Bill of Complaint and consented to the passage of a decree by this Court as therein prayed and and the infants Mary Butler, Alice Hann, Laura Hann, Henry Hann, and Agnes Hann having been duly summoned and they having submitted their rights to this Court by answer of their Guardian ad litem duly assigned. It is therefore this twenty second day of May in the year eighteen hundred and seventy nine by the Circuit Court for Frederick County, as a Court of Equity and by the authority thereof further adjudged, ordered and decreed that the Complainants are entitled to relief in the premises. But because it doth not certainly appear touchet relief the Complainants are entitled, it is further adjudged and ordered that a commission issue to the Standing Commissioners of this Court to take testimony to support the allegations of the Bill and for the purpose of informing this Court touchet relief the said Complainants are entitled

Commission

Commission to take Testimony

John A. Lynch
Judge of the Cir. Court.

Filed May 22, 1879

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Order to issue Commission to take Testimony

Thomas Gresuch Esq
Clerk of the Circuit for Frederick County