

No 4408 Equity

Petition of
Complainants in
Regard to death of
Defendant Geo. H. Fox
and

Report
of Sale

Smith and Ellen S. Smith of Frederick County, respectfully states, that here to fore they filed their Bill of Complaint in this Court against certain Defendants named therein praying amongst other things for a sale of certain Real Estate therein described, to answer which Bill said Defendants were duly summoned; that the adult Defendants having failed to appear an interlocutory decree was passed and the infant Defendants induced by guards and duly appointed, testimony was taken and returned and other proceedings had, as by the same proceedings now in this Court and filed in this cause will appear

Your Complainants further state that subsequent to said proceedings one of said Defendants, namely George H. Fox died intestate leaving surviving him a widow fifty four years of age Elizabeth Fox who resides in Frederick County and the following children a daughter Margaret E. Tidmore and the wife of Emory Tidmore both of whom are adults and reside in Baltimore City - a daughter Hannah M. Sturdevant now the wife of William H. Sturdevant both of whom are adults residing in Frederick County, a daughter Clara E. Fox now the wife of George Brown, a daughter Mary A. S. now the wife of Harry Baberman, a son James P. Fox who is married and the name of whose wife is Adeline Fox, a son George S. Fox who is married and the name of whose wife is Martha A. Fox all of whom are adults residing in Frederick County, a son William S. Fox who is an infant residing in Frederick County, a son Curtis C. Fox who is an infant residing in Frederick County, a daughter Effa May Fox who is an infant residing in Frederick County, and a daughter Florence J. Fox who is an infant residing in Frederick County, that they are now necessary parties to this suit -

Your Complainants pray your Honors to pass an order directing the case to proceed in the same manner as if no death had occurred.

And as in duty bound

C. W. S. Leroy
Solicitor for Complainants

Filed Jan'y 17, 1880.

Joseph J. Fox and wife, et al
vs
George Hartbaugh and wife et al

No 4408 Equity
In the Circuit Court for Frederick
County, as a Court of Equity.
December Term, 1879.

Court's Order
thereon

The foregoing Petition having been read and considered it is thereupon this 17th day of January A. D. 1880, by the Circuit Court for Frederick County as a Court of Equity, and by the authority thereof adjudged and ordered that this cause be proceed in as if no death had occurred.

John A. Lynch
Judge of the Cir - Court

Filed Jan'y 17, 1880

Joseph J. Fox and wife et al
vs
George Hartbaugh and wife et al
To the Honorable the Judges of the Circuit Court for Frederick
County as a Court of Equity

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In the Circuit Court for Frederick
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To the Honorable the Judges of the Circuit Court for Frederick
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