

No 5051 Equity

John L. Derr

George C. Derr and
Francis D. Derr, his wife et al

No 5051 Equity.
In the Circuit Court for
Frederick County sitting
as a Court of Equity

Done
per Confesso

All the defendants in the above cause, having been duly summoned, and all the defendants having answered, with the exception of George C. Derr and Francis D. Derr, his wife, Charles E. Derr and Alice R. Derr, his wife, Willard T. Derr and Mary Derr, his wife, Herman C. Derr and Florence Derr, his wife, Rufus A. McClain and Margaret J. McClain, his wife, George Engelbrecht and Elizabeth Engelbrecht, his wife, and Oscar D. Fraley, for whom one John E. Wood Esq. a solicitor of this court, has duly appeared, which appearance mentioned on the 2nd day of March present, but who has failed to answer said Bill of Complaint, or by the rules of this Court is required, it is therefore on this 23rd day of March A.D. 1885, adjudged, ordered, and decreed by the Circuit Court for Frederick County sitting as a Court of Equity, that the said Bill of Complaint filed in the above cause be taken, or against the defendants failing to answer, pro Confesso; and it is further ordered, that the papers be referred to Clayton O. Keedy, one of the Examiners of the Court to take testimony to resting the allegation of the Bill of Complaint

Geo Ritchie
Chief Judge

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Interrogation to be propounded to
produced by the Complainant. Competent witness

- 1st. State your names, age, and residence.
- 2d. Are you acquainted with the parties to this cause, if you how long have you known them and where do they reside.
- 3rd. Were you acquainted with Catharine Derr, in her life time, if you, is she living or dead, if dead, when, and where did she die, and did she die testate or intestate. Has she a husband, surviving her, if you what is his name.
- 4th. Did the said Catharine Derr leave any children, or heirs at law surviving her, if you, state their names and ages. If any are married to whom, and where, do they all live.
- 5th. Did the said Catharine Derr, die seized and possessed of any real estate, if so where is it situated, what is its value, and look at Exhibit No. 1 now shown you and say whether it correctly describes it.
- 6th. Could said real estate be divided among said heirs at law, without great loss and damage, and would it not be to the advantage of all parties to have the same sold, and the proceeds distributed among those entitled thereto. State your reasons for said answer.

J. C. Motter
Sol. for Complainant