No. 5622 Equity.

Endorsed "Summons Omnes,
Alonzo Benner, Sheriff"

Filed Dec. 2. 1889.

Answer

The Answer of E. Y. Goldsborough, John S. Goldsborough and Julianna W. Goldsborough, to the bill of complaint of James B. Dixon and John C. Motter against them in 5622 Equity exhibited.

These defendants admit the several matters and things charged in the Complainants bill to be true, and submit to such decree in the premises as may be right.

And as in duty bound will ever pray

E. Y. Goldsborough
Attorney for E. Y. J. S. and
J. W. Goldsborough defendants.

Filed Dec. 9. 1889.

Interlocutory Decree

James B. Dixon and
John C. Motter
vs.
Catherine Funk et al

No. 5622 Equity.
In the Circuit Court for Frederick County
sitting as a Court of Equity.

The Defendants in the above case having been duly summoned to appear and answer the Bill filed in said cause, and all having failed to appear or answer said Bill as required, excepting Edward Y. Goldsborough, John S. Goldsborough and Julianna W. Goldsborough, who have answered consenting to a decree being passed. It is thereupon on this 30th day of December 1889, adjudged, Ordered and decreed by the Circuit Court for Frederick County and by the authority thereof that said Bill be taken as pro confesso against the defendants Catherine Funk, Benjamin Funk and Georgeina Funk his wife, Silas C. Funk and Ella Funk his wife, Hamilton C. Funk and Maggie K. Funk his wife, William Funk and Annie C. Funk his wife, William Whitmore and Cecelia Whitmore his wife, Jefferson Mobberly and Mattie Mobberly his wife, who have failed to appear as required and also have failed to answer said Bill. And it is further ordered, that because it does not appear to what relief the Plaintiffs are entitled with certainty, that the papers be referred to one of the standing Examiners of this Court to take such testimony as the Plaintiffs may offer in support of the allegations of said Bill, and to return the same to this Court.

Jas. McSherry
John A. Lynch
Judges of the Cir. Court

Filed Dec. 31. 1889.

Testimony

James B. Dixon and
John C. Motter
vs.
Catharine E. Funk
and others

No. 5622 Equity.
In the Circuit Court for Frederick County
sitting as a Court of Equity.

In pursuance of the annexed order of the Court and notice given me by the Solicitor for the Plaintiffs in the above entitled cause, I Clayton O. Keedy one of the