

No. 6014 Equity.

Testimony, John Warley and Jane Warley his wife.

No. 6014 Equity.

George Warley et al.

In the Circuit Court for Frederick County sitting as a Court of Equity.

The resident defendants having all been summoned to appear and answer the Bill and all having answered excepting Jacob Staub and Malie Staub his wife, who have failed to appear and answer the Bill, and the nonresidents George Warley and Chertoffeta Payne having been duly notified by order of publication to appear and answer said Bill which order of publication has long since expired and the time they should answer being long since passed by, and the said George Warley having failed to appear and answer as directed, and the said Chertoffeta Payne having answered by a Guardian ad litem according to law it is therefore on this 5th day of January 1893 ordered and decreed by the Circuit Court for Frederick County sitting as a Court of Equity and by the Authority thereof that said Bill be taken ad pro Confesso against said George Warley, Jacob Staub and Malie Staub, his wife, but because it doth not to a certainty appear to what relief the plaintiff are entitled, it is further ordered that the papers be referred to the Examiners of this Court to take such testimony as may be offered in support of the allegations of said Bill and return the same to this Court, said testimony to be taken by one of said Examiners.

Filed January 5, 1893.

John A. Lynch Judge of the Cir. Court

John N. Warley and Jane Warley, his wife

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In the Circuit Court for Frederick County, sitting as a Court of Equity.

In pursuance of the answer and order of the Court and notice given me by the Solicitor for the Plaintiff in the above entitled Cause, I Clayton C. Hedges, one of the regular examiners of said Court duly appointed, qualified and sworn, having met and assigned the office of John E. Matter Esq in Frederick City, Maryland and the 10th day of January AD 1893 as the place and time for taking the testimony in this Cause and having given due notice thereof to the parties concerned, did at the appointed time and place proceed to take the following testimony to-wit: The Plaintiff filed with the Examiners, certain Exhibits Nos 1, 2, 3, 4, 5, 6, 7, 8, 9 & 10 which are herewith returned by the said Examiner.