

No. 6949 Equity.

General Replication.

To the Honorable, the Judge of said Court:

The plaintiffs join issue on the matters and things alleged in the answer of Sarah E. Watter and David E. Watter, her husband James W. Palmer and Laura Palmer, his wife and Katie Soper and Frank Soper her husband so far as the same may be taken to deny or avoid the allegation of the Bill,

Thad. M. Bevier.

Sol. for Plaintiffs.

Olive B. Palmer and Minnie M. Palmer
his wife.

(P)

Lewis F. Palmer and others

No. 6949 Equity
In the Circuit Court for
Frederick County in
Equity.

Court's Order to
take testimony.

It appearing from the proceedings in this cause that the order of Publication heretofore issued therein has been duly published as prescribed in said order and the defendants Lewis F. Palmer and wife, Daniel W. Palmer and wife, Isaiah H. Palmer and wife, thereby notified and having failed to appear either in person or by solicitor and answer the Bill of Complaint therein filed against them, and it further appearing that the defendants Elizabeth Fox and Clayton H. Fox her husband, Charles W. Palmer and Mary Palmer, his wife, Estie F. Fox, Annie Fox and Cora Fox, have been duly summoned and have failed to appear and answer as required by said summons; and it is also further appearing that the defendants Sarah E. Watter and David E. Watter, her husband, James W. Palmer and Laura Palmer, his wife, and Katie Soper and Frank Soper her husband have answered admitting the matters and things alleged in said Bill and consenting to the passage of a decree as therein prayed.

It is therefore this 27th day of December 1898, by the Circuit Court for Frederick County in Equity, adjudged ordered and decreed, that said Bill of Complaint be and the same is hereby taken pro confesso, as against said non-resident defendants named in said order of Publication as well also as against said defendants Elizabeth Fox and Clayton H. Fox her husband Charles W. Palmer and Mary Palmer, his wife, Estie Fox, Annie Fox and Cora Fox who have been duly summoned but who have failed to answer, and the general replication having been filed in said cause, it is further ordered and decreed by the authority aforesaid that the plaintiffs are entitled to relief in the premises, and because it does not certainly appear to what relief the plaintiffs are entitled it is hereby ordered and decreed that leave be granted to said plaintiff to take testimony before one of the Examiners of this Court to support the allegations of the Bill.

John C. Motter.

Olive B. Palmer & wife

(P)

Lewis F. Palmer et al

No. 6949 Equity
In the Circuit Court for Frederick County
sitting as a Court of Equity.

Testimony

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