

No. 7038 Equity.

In the Circuit Court for Frederick County, in Equity,
 That the defendants John Carmack, Ada Carmack, Henry Fulton, Sarepta Wickert
 and George F. Wickert, her husband, Jane Hull and George W. Hull, her husband,
 Ephraim Baker and Julia Baker, his wife have been duly summoned to appear to
 the Bill of Complaint and have failed to appear thereto, according to the exigency
 of the writ, and the defendants Laura Fulton and Henry H. Fulton, her husband
 Memie Lewis and Joseph Lewis, her husband, Alice Nicodemus and Baxter Nic-
 odemus, her husband, Thomas Landers and Miffie Landers, his wife, George Landers
 and Ella Landers, his wife, Luther Lunsinger, Elmer Lunsinger and Fannie Lan-
 singer, his wife, Marshall Lunsinger, James Baker, and Virginia Baker, his wife
 and Elizabeth Fox and Frank Fox, her husband, have been duly notified by the
 publication of the order of Publication heretofore passed in this cause (as appears from
 the printed certificate herewith filed) to appear to the Bill of Complaint and have
 failed to appear thereto according to the exigency of said order of Publication.

Your petitioner, therefore prays your Honors to pass a decree pro confesso
 against said defendants *pro in default* as aforesaid.

And as in duty bound

John S. Neuman
 Richard P. Ross

Solons for Petitioner

The foregoing petition, having, by the Court, been read and considered, and it ap-
 pearing to the Court that the defendants therein mentioned are in default of ap-
 pearance as therein stated, it is thereupon this 30th day of August in the year
 Eighteen hundred and ninety-nine, by the Circuit Court for Frederick County, sit-
 ting as a Court of Equity and by the authority thereof, ordered, adjudged
 and decreed that the plaintiff is entitled to relief in the premises
 as against said defaulting defendants and that the Bill of Complaint
 be and the same is hereby pro confesso against the said defend-
 ants John Carmack, Henry Fulton, Sarepta Wickert and George F. Wickert
 her husband Jane Hull and George W. Hull, her husband, Ephraim Baker
 and Julia Baker, his wife, Laura Fulton, and Henry H. Fulton, her husband
 Memie Lewis and Joseph Lewis, her husband, Alice Nicodemus, and Baxter
 Nicodemus, her husband, Thomas Landers and Miffie Landers, his wife, George
 Landers and Ella Landers, his wife, Luther Lunsinger, Elmer Lunsinger and
 Fannie Lunsinger his wife, Marshall Lunsinger, James Baker and Vi-
 ginia Baker, his wife, Elizabeth Fox and Frank Fox, her husband; but because
 it doth not certainly appear to what relief the plaintiff is entitled, it is further
 adjudged and ordered that one of the examiners of this Court take testimony
 to support the allegations of the Bill.

Jas. M. Cherry.

Dated Aug. 30th 1899.

General Replication

Ben E. Shank
 (D) John Carmack et al

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To the Honorable the Judges of the Circuit Court of Frederick County, sitting