

No 7991 Equity.

Noise his wife represents unto your Honor, that the order of Publication against the Defendants in Said Cause who are now residents, of the State of Maryland, having published as required by law and both of Said non-residents having been duly notified to appear and answer the bill filed in Said Cause, and the Said two non-resident Defendants William S. Noise and Ellen Noise his wife, having failed to do either, and because it is necessary that some testimony should be taken in support of some of the allegations of Said bill, the Petitioners therefore pray your Honor to pass an order referring the papers to one of the regular Examiners of your Honorable Court, to take such testimony as the Plaintiffs may offer and return the same to this Court.

And as in duty bound we ever pray etc.
W. Dorsey Solicitor

Court's Order.

The above Petition having been read and considered, and it appearing to the Court that the Said William S. Noise and Ellen Noise his wife, non-resident Defendants, and Defendants in the above Cause, have failed to appear in this Court, or to answer Said Bill, it is therefore on this 11th day of April A.D. 1906, Ordered and adjudged by the Circuit Court for Frederick County, and by the Authority thereof, that the Said Bill be taken as pro Confess against them, and it is further ordered, that the papers in the above cause be referred to Clayton O. Needy, to take such testimony as the Plaintiffs may offer to support the allegations of Said Bill, the Said Clayton O. Needy being one of the regular Examiners of this Court, and to return Said papers to this Court.

John C. Motter.

Testimony:

Filed April 14-1906

In pursuance of the annual order of the Court, and notice given me by the Solicitor for the Plaintiffs in the above entitled Cause, I Clayton O. Needy one of the regular Examiners of Said Court duly appointed, qualified and sworn, having assigned the 14th day of April 1906, at the office of Hank &