No. 8851. Equity.

Petition and Covenants
order to take testimony.

Filed Feby 26/1913

To the Honorable the Judges of Said Court:—

The petition of J. Bowers Myers plaintiff in the above entitled Cause, respectfully shows:—

That a decree pro confesso was passed on January 23rd. 1913. against Certain of the non-resident defendants in in this Cause, and the answers of all the remaining defendants herein, and the general replication thereto, having been filed and the pleading being at issue, he desires to take testimony to support the allegations of the bills of Complaint in this Cause filed.

And prays for leave to do so before any one of the Examiners of this Court.

And as in duty bound, &c.

J. T. R. Hagey
Solr. for Plaintiff.

Leave is hereby granted the plaintiff to take testimony before any one of the regular examiners of this Court, as prayed
Feby 26-1913.

Glenn H. Worthington

Testimony

J. Bowers Myers
vs
Jacob Specht Jr.
and others

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 in the above entitled Cause, I Clayton O. Hardy one of the Standing Examiners of said Court duly appointed, qualified and Sworn, having assigned the first day of March, 1913. at my office in Frederick City, as the time and place for taking the testimony in this Cause, and having given due notice thereof to the parties concerned thereto, at the appointed time and place proceeded to take the following testimony to wit:—

The Plaintiff filed with the Examiner as evidence Exhibit A. B. C. D. E. F. G. H. I. J. and S. A. which are herewith returned by the said Examiner.

Upton S. Michael, a Witness of lawful age, produced on the part of the Plaintiff being duly Sworn and examined Viva Voce deposes and says as follows

My name is Upton S. Michael, my age is 49 years I reside near Lime Kiln in Frederick County and am one of the defendants in this Cause.