

Witness the Honorable Hammond Urner, Chief Judge of said Court, the 5th day of May A. D. 1913.

issued the 4th day of May A. D. 1913.

Harry W. Bowers, Clerk.

To the Sheriff of Frederick County.

Stoner & Weinberg,
Solicitors.

PETITION AND COURTS ORDER TO TAKE TESTIMONY.

To the Honorable Judges of said Court--

The petition of Lewis D. Hardy, respectfully represents unto Your Honorable Court.

1. That Your complainant caused to be issued out of the Circuit Court for Frederick County, the writ of subpoena directed to Charles Henry Fulton and Harriet Fulton his wife, Margaret Routzahn, Sallie Wagner, H. Clay Fulton and Mary Fulton his wife, all of which were duly returned summoned by the Sheriff of Frederick County, Charles T. Fagan, on the 25th day of June 1913, and have failed to answer said Bill of Complaint, although the time for so doing, under the rules of Your Honorable Court has long since passed.

2. Your complainant caused to be issued and published an order of Publication, directing against the defendants, Alice Nicodemus and Nicodemus her husband, Mamie Lewis and Lewis her husband, and Laura Fulton, all non-residents of the State of Maryland, requiring them to be and appear in Your Honorable Court, in person or by solicitor on or before the 22nd day of November, 1913, to show cause why the decree sought not to be passed as prayed, which order of Publication was duly and particularly published in the "Examiner" as provided by the rules of Your Honorable Court, and said Non-residents have failed and neglected to appear and answer said Bill of Complaint although the time fixed by said order of Publication has passed.

To the End therefore--

1. That a decree pro confesso may be taken against the said defendants, who have been regularly summoned, as well as against the non-resident defendants, who have been informed of the object and substance of said Bill of Complaint by the publication of the order of Publication aforesaid.

2. And for such other and further relief as the nature of the said case may require.

And as in duty, etc.

Stoner & Weinberg.

Attorney for Plaintiffs.

Ordered on the foregoing petition this 28th day of November, 1913, by the Circuit Court for Frederick County, sitting as a Court of Equity, and by the authority thereof that said Bill of complaint be taken as confessed against the defendants, H. Clay Fulton and Mary Fulton his wife, Charles Henry Fulton and Harriet Fulton his wife, Margaret Routzahn, Sallie Wagner, Alice Nicodemus and Nicodemus, her husband, Laura Fulton Mamie Lewis and Lewis, her husband, and it is further ordered by the Court that the papers in this cause be referred to one of the regular examiners of this Court, in order that the plaintiff may offer proof in support of the allegations of his Bill of Complaint.

Glenn H. Worthington.

TESTIMONY.

To the Honorable the Judges of said Court--

The above cause being at issue and pursuant to the annexed order of Your Honorable Court passed in said cause, and at the request of the solicitors for the Plaintiff, I, D.