

No. 10128 Equity,

Petition and Court's Order  
thereon to refile and re-submit  
the Testimony taken in said Cause,

Ethel F, Grabill and Mehrl E, ( No, 10128 Equity,  
Grabill, her husband, )  
vs, ( In Equity,  
Victoria E, Myers, et al., )

To The Honorable The Judges of said Court,  
The petition of Ethel F, Grabill and Mehrl E, Grabill her husband, Plaintiffs,  
in this Cause, respectfully represents, that the infant Defendants, as re-  
summoned in compliance with the rules of your Honorable Court, passed on the  
28th, of October A,D, 1920, as required by the New Equity rules, promulgated  
by the court of appeals, have each answered the Bill in this case, by guardian  
ad Litem, and that the Plaintiffs pray the leave be granted by your Honorable  
court to take testimony, in the case and to re-submit the testimony already  
taken, in said cause, to support the allegations of said Bill of complaint,  
and that the said testimony be re-filed, lie in court for ten days as required  
by the rules, of your Honorable Court,

Reno S, Harp,  
Solicitor for Plaintiffs

ORDERED this 20th day of November A,D, 1920, by the Circuit Court for Fred  
erick County, sitting as a Court of Equity, that leave be granted to the part  
ies in this Cause to take testimony and re-file the Testimony heretofore taken  
before one of the standing Examiners of this Court, in Support of the allegation  
of the Bill of complaint,

Glenn H, Worthington,  
Judge,

Supplemental and Confirmatory

D E C R E E.

No, 10128 Equity,

Ethel F. Grabill et al., ( No, 10128 Equity,  
Vs, ) in the Circuit Court for Frederick  
Victoria E. Myers, et al., ( County, In Equity,  
)

Supplemental Decree,

In this case Objection was made, by the purchaser, of the property, heretofore  
sold, under a decree of this Court, to the title received from the Trustee,  
Reno S, Harp, Esq., on the ground that in the service of process, by the sheriff  
on the infant Defendants, no copy of the Subpoena had been left with, the infan  
ts, as required by the new Equity Rules, of the Court, of Appeals, Rule 13, (Cod  
e, Art, 16, Dec. 145 amended) and that therefore there was no proper service of  
process, and the Court, was without Jurisdiction to bind the said Infant,  
defendants, were re-summoned and the process returned served, as required by  
said New Equity Rules, which went into effect March 1st 1920, and thereafter th  
e said infants, filed a new answer by Guardian Ad-Litem duly appointed and Tes  
timony already taken was re-filed in Court to lie for ten days before final  
Decree, and these supplemental proceedings being had merely to correct a techn  
ical error in service of process, and the Court being satisfied that the sale  
already made of the property decreed to be sold was fairly made, and that no