

substance of this bill, and warning them to be and appear in this Court, in person or by solicitor, on or before the 22nd day of February, 1932, to show cause, if any they have, why a decree ought not to be passed as prayed.

- Eli G. Haugh  
Clerk Circuit Court for Frederick County.

H. K. DeLauter, Solicitor.

(Filed January 6, 1932)

PETITION AND DECREE PRO CONFESSO.

IN THE CIRCUIT COURT FOR FREDERICK COUNTY.

IN EQUITY.

EMORY FREY

vs.

SAMUEL DRAPER, et al.

:  
:  
:  
:  
:

No. 12,388 Equity.

- - - - -0- - - - -

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Emory Frey, the complainant, respectfully represents:

1. That on the 6th day of January, 1932, he filed his bill of complaint in the above entitled cause, and subloenas were issued for the resident defendants and an order of publication was passed against the non-resident defendants.

2. That the resident defendants have been duly summoned to appear and answer said bill of complaint, as appears from the Sheriff's return filed in said cause, and that the non-resident defendants have been duly warned to appear and answer by publication in the Valley Register, a newspaper published in said Frederick County, as appears from the Printer's Certificate herewith filed and marked "Exhibit G.C.R." to this petition.

3. That the time limited in said subpoenas and in said order of publication for the defendants to appear and file answers to said bill of complaint, has long since past, but none of said defendants have appeared to or answered said bill of complaint.

Wherefore your petitioner prays for a decree proconfesso against all of said defendants.

H. K. DeLauter  
Solicitor for Complainant.

Upon consideration of the foregoing petition and exhibits, it appears that the resident defendants, Welty Stottlemeyer, Bertha Stottlemeyer, Samuel Draper, Mae Draper, Ona V. Draper, Norman Draper and Dewey Draper, have been duly summoned to appear and answer said bill of complaint, and that the non-resident defendants, Daniel Huntzberry, Dessie Huntzberry, John Wetzel and Ada Wetzel have been duly warned to appear and answer by the order of publication, and having failed to appear or answer according to the exigency of said writ of subpoena and said order of publication; it is thereupon this 30 day of March, 1932, by the Circuit Court for Frederick County, sitting in Equity, and by the authority thereof, adjudged, ordered and decreed that the bill of complaint be and is hereby taken pro confesso against said defendants, but because it does not certainly appear to what relief the complainant is entitled, it is further adjudged and ordered that leave be and the same is hereby granted to the complainant to take testimony before one of the Examiners of this Court to support the allegations of his bill.

Arthur D. Willard

(Filed March 30, 1932)

"EXHIBIT G. C. R."

VALLEY REGISTER OFFICE.

Middletown, Md., March 30, 1932.

I hereby certify that the annexed Order of Publication in the Frye-Draper case was published in The Valley Register, a Newspaper published in Frederick County, Md., for four successive weeks 5 times prior to the 6th day of February, 1932.

Geo. C. Rhoderick Jr.  
Publisher.

(Filed March 30, 1932)