

DECREE PRO CONFESSO.

Charles W. Shafer	:	No. 12,464 Equity.
	:	
vs.	:	In the Circuit Court For
	:	
Viola M. Smith, Administrator, et al.	:	Frederick County, In Equity.

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It appearing from the proceedings in this cause that the Defendants, Carrie R. DeGrange and Oscar DeGrange, her husband, Millard S. Smith and Vivian K. Smith, his wife, Maurice E. Smith and Mary M. Smith, his wife, Homer L. Smith, and Ethel R. Smith, his wife, Oscar C. Smith and Annie E. Smith, his wife, Guy V. Smith and Mary C. Smith, his wife, have been duly summoned, and have failed to appear and answer within the time required by the rules of the Court, it is thereupon this 4 day of June, 1932, ordered and decreed that the said bill of complaint be and the same is hereby taken pro confesso against the said defendants, Carrie R. DeGrange and Oscar DeGrange, her husband, Millard S. Smith and Vivian K. Smith, his wife, Maurice E. Smith and Mary M. Smith, his wife, Homer L. Smith, and Ethel R. Smith, his wife, Oscar C. Smith and Annie E. Smith, his wife, Guy V. Smith and Mary C. Smith, his wife, and it is further ordered that testimony be taken before one of the standing examiners of this Court to support the allegations of the bill.

Arthur D. Willard

(Filed June 4, 1932)

T E S T I M O N Y.

Charles W. Shafer,	:	No. 12,464 Equity.
	:	
vs.	:	In the Circuit Court For
	:	
Viola M. Smith, Administratrix, et al.	:	Frederick County, In Equity.

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TO THE HONORABLE, THE JUDGES OF SAID COURT:—

Notice having been given me by the solicitor for the Plaintiff of a desire to take testimony in said cause, I, Albert S. Brown, one of the regular Examiners of your Honorable Court, duly appointed, qualified and sworn, having assigned the 18th day of July, 1932, at eleven o'clock, a. m., at the law office of Leslie N. Coblentz, Esquire, in Frederick City, Maryland, as the time and place for taking testimony in said cause, did, at the appointed time and place, proceed to take the following depositions, to-wit;—

Present: Leslie N. Coblentz, Attorney.
Viola M. Smith, witness,
Millard S. Smith, witness.

VIOLA M. SMITH, a witness of lawful age, having first been duly sworn, deposes and says, as follows:

My name is Viola M. Smith, and I live at Lander, Maryland. I am 44 years of age, and am the widow of Clifford S. Smith.

My husband died on the 14th day of December, 1931, and left no will. Since his death I have administered on his estate, and am now acting as administrator in the Orphans' Court for Frederick County. Although I have not yet stated an administration account in the Orphans' Court I have converted practically all of the property of which Mr. Smith died, seized and possessed into cash, and I am sure it will not be sufficient to pay his debts and the costs of administration.

I have looked at the note filed in this cause of \$4,200.00, to Charles W. Shafer, signed by Mr. Smith. This note shows his signature and as far as I know is the proper amount due Mr. Shafer. There are but few other debts of the estate, but still there is not sufficient assets from the sale of personal property to pay this debt and the other small debts.