

PETITION

ELMER B. FUNK, et al.,
vs.

IN THE CIRCUIT COURT FOR FREDERICK
COUNTY, MARYLAND, IN EQUITY.

JAMES H. FALK, Collector of Taxes
for Frederick County, Maryland,
BLANCHE F. FUNK, widow, et al.

No. 17,835 Equity.

TO THE HONORABLE, THE JUDGES OF SAID COURT:-

The Petition of Elmer B. Funk, et al., Complainants, by their Solicitor, Sherman P. Bowers, respectfully shows:-

1. That the Bill of Complaint was filed in this cause on April 29, 1954, in accordance with the provisions of Art. 81, secs. 79-119, Annotated Code of Maryland, 1951, under affidavit, wherein the Complainants alleged the names of the owners of the real estate being foreclosed and all of the persons and parties, including the Collector of Taxes of Frederick County, Maryland, and which of said persons were residents and/or non-residents of the State of Maryland, and the names of certain of the Defendants, thought to be heirs of said owners, but unknown as to whether or not they were residents or non-residents of the State of Maryland, and all persons having or claiming to have an interest in the said property described in the Bill.

2. That subpoenas were issued for the said persons thought to be residents of the State of Maryland, and, after the return of two "Non Ests", the period of fifteen days has elapsed, as will appear by the papers in this cause.

3. That at the same time the first subpoenas were issued, the Order of Publication was issued in accordance with the Order of this Court, directed to all parties defendant, known and unknown, and all other persons claiming to have an interest in the property, all of which will appear by Certificate of Publication filed herewith as Exhibit "A" hereto, and that the period of fifteen days has elapsed, as will appear by the papers in this cause.

4. That the said James H. Falk, Collector of Taxes, etc., has filed his answer, but none of the other Defendants has made any response.