No. 7332 Equity.

General Replication

To the Honorable, the Judges of said Court:
The plaintiffs join issue on the matters and things alleged in the answer of William C. Birely, guardian ad litem of Minnie F. Gover, Martin L. Smith and John W. Smith infants so far as the same may be taken to deny or avoid the allegations of the bill.

Thad. M. Bair
Sol. for Plaintiff.

Filed March 13. 1901.

Petition & Court's Order.

William B. Wheeler and William A. Wheeler partners, trading as W. B. Wheeler & Son et al
vs.
Daniel C. Kline and Maud E. Kline his wife, et al,

No. 7332 Equity
In the
Circuit Court for Frederick County, in Equity.

It appearing from the proceeding in this cause, that the defendants Daniel C. Kline, and Maud E. Kline his wife, Jonathan Kline and Barbara A. Kline his wife, Rebecca D. Warrenfeltz and Daniel P. Warrenfeltz, her husband, and Mary M. Kline, adults in the above cause have been duly returned summoned and have answered consenting to the passage of a decree as prayed, and that the defendants, Minnie F. Gover, Martin L. Smith and John W. Smith have been also duly returned summoned, and that being under the disabilitity of infancy a guardian ad Litem was appointed to answer and defend this suit for said defendants; that said guardian has answered for said defendants and the general replication having been filed, it is therefore this 13th day of March A. D. 1901 by the Circuit Court for Frederick County, sitting as a Court of Equity, and by the authority thereof, ordered that leave be granted to said plaintiffs to take testimony before one of the Standing Examiners of this Court to support the allegations of the Bill.

Filed March 13th 1901.

John C. Motter.

Testimony &c.

No. 7332 Equity.
In the Circuit Court for Frederick County, in Equity.

To the Honorable the Judges of said Court, In pursuance of the annexed order of the Court and notice given me by the Solicitor for the plaintiffs in the above entitled cause, I Arthur D. Willard, one of the regular Examiners of said Court duly appointed qualified and sworn having met, at the office of Thaddeus M. Bair Esq. in Frederick City, Maryland, on the 20th day of March 1901 and assigned the said time and place for the taking of testimony in said cause did at the aforesaid time and place proceed to take the following testimony, to-wit:-

The plaintiffs filed with the Examiner as evidence Exhibits "L.L.", "P.E.F.", "J.A.G.", "D.C.K." and Nos. "1" and "2" which are herewith returned by said Examiner, Daniel C. Kline a witness of lawful age produced on the part of the plaintiff having first been duly sworn and Examined deposes and says.

1st. State your name, age and residence.

Ans. Daniel C. Kline, age 29 years, residence, Smithsburg, Washington County, Md.