

answer of the said Infants by such guardian to the said bill of Complaint, and therefore I Command you that at such certain day and place, as you shall think fit you go to the said defendants if they Cannot conveniently come to you & assign and appoint a guardian for the aforesaid Infants and take the answers of the said Infants by such guardian to the said bill of Complaint, on such guardians Corporal Oath upon the Holy Evangelly to be administered by you the said answers being distinctly & plainly wrote, and when you shall have so taken the said answers, you are to send the same closed up under your seal Together with your Certificate of your having assigned and appointed such guardian as aforesaid, and this writ, unto me in said Court

Witness the Hon Madison Nelson Judge of said Court the 4<sup>th</sup> day of July A.D. 1853 Issued 15<sup>th</sup> day of Aug<sup>r</sup> 1853. Just Edward Shumerick

"Endorses" The execution of the within Commission, well appear by a certain schedule - three into annexed Oct<sup>r</sup> 3<sup>rd</sup> 1853.

Commission fee \$2

Wm B Dabbs Com<sup>r</sup>

The answer of John Rooney Joseph Rooney Alice Rooney & Catharine Rooney Infants under the age of Twenty One years by Henry Suter their guardian to the bill of Complaint of Samuel Blagitt against - them and others in the Circuit Court for Frederick County, as a Court of Equity Exhibited & do forth

These defendants Cannot admit any of the matters & things alleged in the said Bill and being infants of tender years submit their rights & Interest to the protection of this Court Henry Suter Com<sup>r</sup>

On the 3<sup>rd</sup> day of August 1853 the above named Henry Suter appeared before me Commissioner and made Oath - that the matters & things stated in the foregoing answer are true to the best of his knowledge & belief Wm B. Dabbs Com<sup>r</sup>

The following answer of Saml B Preston was filed Oct<sup>r</sup> 14 1853

The Separate answer of Samuel B Preston administrator of John D Rooney deceased to the bill of Complaint of Samuel Blagitt against him and others in the Circuit Court for Frederick County sitting as a Court of Equity Exhibited - This defendant for answer unto the said Complainants bill of Complaint, or unto so much and such parts thereof as this defendant is advised is or are material or necessary for him to make answer unto answering saith, he admits - That John D Rooney departed this life, leaving Margaret Rooney his widow & John Rooney Joseph Rooney Alice Rooney & Catharine Rooney his children and heirs at Law all of which said children and minors under twenty one years of age - This defendant further answering says That he knows - That the said John D. Rooney was the owner in his life time of the House and lot mentioned in the Complainants Bill of Complaint, and he is informed and believes that the said John D. Rooney conveyed the said property to his wife Margaret Rooney by the deed referred to in Complainants bill That the said John D. Rooney was largely indebted at the time of his death & left but little personal property, which was of very inconsiderable value That letters of administration upon the personal Estate of said Dec<sup>d</sup> was granted in due form of Law to this defendant and that he has fully administered the said estate, having settled his first & final account in the Orphans Court of Frederick County

That the said personal Estate was of so little value - that the same was entirely absorbed in the payment of the funeral expenses Costs of administering &c and that he has overpaid the said Estate, the sum of seven dollars and thirty one cents, all which - will more fully and at large appear by reference to the said account of this defendant - settled as aforesaid as administrator in the Orphans Court of Frederick County And this defendant further answering saith - That the bills due from the Estate of the