

County, Greeting. Whereas Margaret Biser & others have lately exhibited their bill of Complaint, before me, in the Circuit Court Court for Frederick County, sitting as a Court of Equity against John Mullendor, Jacob Mullendor & others. And whereas I have, by my writ, lately Commauded the said defendants to appear before me, in said Court, as a Court of Equity at a certain day now past, to answer the said Bill of Complaint. But for as much as the said Joseph Mullendor, Julia Ann Mullendor, and Sarah Mullendor are infants, under age, and cannot answer the said Bill of Complaint, nor defend their suits, without having a guardian assigned, in that behalf - Know ye therefore - That I have given unto you, full power, and authority, in pursuance of the special order in said Court to assign and appoint a guardian for the aforesaid infants, and take the answer of 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, and assign & appoint a guardian for the aforesaid Infants, and take the answers of 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 and plainly wrote; and when you shall have so taken 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 16th day of October Anno Domini 1854.

Issued 14th day of Decr. 1854. (Test)

Geo. W. Shellman

Miser et al. } N^o 2563 Equity. To the Hon Madison Nelson, Judge of the Circuit Court for
 " } Frederick County, sitting as a Court of Equity, the subscriber, being the
 Mullendor et al. } Commissioner, named in the annexed Commission, hereby certifies that in execution of the powers thereby vested in me, I did on the sixth day of Decr. in the year of our Lord, 1854 - assign, and appoint William Mahoney of Frederick County guardian to the Infants mentioned in said Commission, and took the answer of said Infants, by their said guardian, and under the oath of said guardian by me administered to the Bill of Complaint in said Commission mentioned, which said answer, with said Commission is herewith returned, close under my hand & seal this 6th day of Decr 1854.

Geo. W. Shellman

The answer of Joseph Mullendor, Julia Ann Mullendor, and Sarah Mullendor infants under the age of Twenty one years by William Mahoney their guardian to the bill of Complaint of Margaret Biser & others, against them in the Circuit Court for Frederick County sitting as a Court of Equity Exhibited. These defendants, cannot admit any of the matters and things, alleged in said bill, and being infants of tender years submit their rights to the protection of this Court

W. Mahoney.

On this sixth day of Decr. 1854, the above named William Mahoney, appeared before me Commissioner, & made oath - that the matters & things, stated in the foregoing answer are true to the best of his knowledge & belief

Geo. W. Shellman

'Endorsed' The execution of the within Commission will appear by the papers enclosed

Geo. W. Shellman

The following Order was filed, January 4th 1855.

Margaret Biser & others. } N^o 2563. Equity. In the Circuit Court for Frederick County, sitting
 " } as a Court of Equity. }
 " } The Clerk of the Circuit Court, for Frederick County will issue
 John Mullendor & others. } a Commission to the Regular Commissioner, to examine witnesses and take testimony in this case

(January 4. 1855.)

John A. Lynch Scler. For. Compt^s.