

To the Honble M. Nelson, Judge of the Circuit Court, for Frederick County - In Chancery.  
 The subscriber being the Commissioner, named in the annexed Commission, hereby certifies - that in execution of the powers thereby vested in me, I did on the 20<sup>th</sup> day of January 1854, at the City of Frederick, in Frederick County, State of Maryland, assign & appoint Eli Smith of Frederick County - Guardian to Zephaniah S. Troxel, Saml E Troxel, John Francis Troxel, and Oscar J. Troxel, the Infants in said Commission named, and took the answer of the 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, closed under my hand & seal this 20<sup>th</sup> day of January, 1854. R. Wilson J. Com.

The joint and several answer of Zephaniah S. Troxel, Saml E. Troxel, John Francis Troxel, infants under the age of twenty one years, by Eli Smith their guardian to the bill of Complaint of Sophia Troxel, against them & others, filed in the Circuit Court for Frederick County - sitting as a Court of Equity.

These defendants, answering by their said guardian, say they cannot admit any of the matters & things alleged in said bill of Complaint and being infants of tender years submit their rights to the protection of the Court. Eli Smith Guardian.

On this 20<sup>th</sup> day of January, 1854, before me the Commissioner, named in the enclosed Commission, personally appears the above named - Eli Smith and made oath - that the matters & things stated in the foregoing answer are true to the best of his knowledge & belief. R. Wilson J. Com.

The following Order was filed 20. Jan. 54.

Sophia Troxel. } No. 2536. - In Circuit Court, for Frederick County, sitting as a Court  
 vs. } of Equity. Col. Edward Shirelet.  
 J. S. Troxel, and } Will please issue a Commission in this case, to Robert Wilson J.  
 Others } Esq. to take Testimony in this case Grayson Eckelbarger Esq.  
 For Compt

The following answer was filed 15 March, 1854.

The separate answer of Joshua Mottet - one of the defendants, to the Bill of Complaint of Sophia Troxel, filed against him, and others, being No. 2536, in the Circuit Court for Frederick County, sitting as a Court of Equity. This defendant for answer says. He admits - That Jacob Troxel, in his life time, conveyed to this defendant the Land specified in said bill in Trust for the use & benefit of said John Troxel during his life - and on his death, in Trust for the benefit of his wife, and children, as stated in said bill of Complaint. That this defendant applied the produce and profits - arising from said Real Estate, after the payment of taxes, to the support & maintenance of said John Troxel during his life. That some time during the summer, or fall of 1853 said John Troxel, departed this life, leaving said Complainant as his widow, and the children as set forth in said bill. This defendant admits, and is firmly of the opinion - that it will be greatly for the benefit & advantage of all the parties interested - that said Land should be sold, and the proceeds of sale, either invested for their benefit, or distributed among them, according to the provisions of said deed of Trust. This defendant admits all facts stated in said bill of Complaint, and is willing a Decree shall pass as therein prayed. Joshua Mottet.

The following Order was filed 20. June. 54.

Sophia Troxel. } No. 2536. In the Circuit Court, for Frederick County, sitting as a Court  
 vs. } of Equity. February Term 1854. Order by the Court, this 20. June 1854.  
 Joshua Mottet. } That the Complainant, be, and she is hereby certified authorized to Ex=  
 and Others. } amine Joshua Mottet one of the defendants as a witness, subject to  
 all exceptions. M. Nelson.