

and Complaint of Isaac Davis & others, against you in our said Court exhibited and forth. If you fail you not, as you will answer the contrary at your peril
Witness The Hon. Madison Nelson Judge of our said Court the 12th day of Feby 1855. Issues 23rd day of February. 1855. E. Shivers c^k

"Endorsed" Summoned

J. C. Neal Shpp.

Thereupon the following Order was passed, to wit:

Isaac Davis & Catharine his wife } In the Circuit Court, for Frederick County
et al } sitting in Equity. The Clerk will please
Albert F. Miles et al. } issue a Commission to F. J. Nelson to
appoint Guardian in this case } Wm. J. Maulsby Saller for Com
The clerk will please issue Commission to F. J. Nelson to take Testimony. } Wm. J. Maulsby Saller for
in this case No. 2606. Equity. } Complainants.

The following Commission was then issued.

Maryland Sec. The State of Maryland, to Frederick J. Nelson, Esq. of Frederick County greeting: Whereas Isaac Davis & Catharine his wife & others have lately exhibited their Bill of Complaint, before me, in the Circuit Court, for Frederick County, sitting as a Court of Equity, against Albert F. Miles, Francis Miles & others. And whereas I have, by my writ, lately commanded the said Defendants, to appear before me, in said Court, as a Court of Equity, at certain day now past to answer the Bill of Complaint. But for as much as the said Albert F. and Francis Miles, and Henry Francis, George, Emily & Charles W. Dudderar are infants under age, and cannot answer the said Bill of Complaint, nor defend this suit, without having a guardian assigned in their behalf - Know ye, therefore, that I have given unto you full power, & 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 the said Infants, by such guardian to 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 and 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 guardian's Corporal Oath, upon the Holy Evangelist 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 12th day of February. Anno Domini 1855. Issues 23rd day of February. 1855. Test. E. Shivers c^k.

To the Hon. Madison Nelson, Judge of the Circuit Court, for Frederick County, sitting in Equity - The subscriber, being the Commissioner, named in the aforesaid Commission hereby certifies, that in execution of the powers thereby vested in me - I did on the 23rd day of February do there and there in the presence of said Infant - assigned, and appointed John Ritchie Esq. of Frederick County guardian to the said Infant, and took the answer of the said Infant, by 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, and seal, this 23rd day of February. The answer of Albert F. & Francis Miles, and Henry Francis, George, Emily and