

State of Maryland. Indriick County to wit; On this 21st day of August 1855. The above named Ulrich Dauty appeared before me the Commissioner, and made oath, that the matters, and things stated in the foregoing answer, are true, to the best of his knowlege & belief.

Geo. K. Shellman.

To the Hon. - Madison Nelson, Circuit Judge of Indriick County, as a Court of Equity. The subscribed being the Commissioner - named in the annexed Commission hereby certifies, that in the execution of the powers thereby vested in me. I did on the 21st day of August 1855. proceed to the dwelling house of Elizabeth M. Ebert in Indriick - the mother of the said Infants & appointed Ulrich Dauty Esq. guardian for said Infants, and under the oath of said guardian, by me administered to the said Bill of Complaint in said Commission mentioned, which said answer with said answer, and Commission is herewith returned, closed under my hand & seal. this 21st day of August 1855.

Geo. K. Shellman

The execution of the within Commission will appear by the papers enclosed.

Geo. K. Shellman.

The answer of Elizabeth M. Ebert. One of the defendants to this bill of Complaint of Valens Ebert, and John M. Ebert. Complainants, in the Circuit Court, for Indriick County, sitting as a Court of Equity. This said Defendant, saving and reserving to herself, all, & all manner of exception to the many untruths, errors, uncertainties, and other imperfections to the many said bill of complaint, contained; for answer thereto, or to so much thereof as these defendants is advised is material for her to make answer unto she answers & says, that John Ebert, the father of the Complainants, and Augustus F. Ebert, the son of the said John Ebert, and husband of this Defendant, were, in Copartnership, and dealers in business, by the name, and style of John Ebert & son, and as such Copartners on the 21st day of April 1834, they with the money, and effects of the said firm - purchased of Rachel Steiner, a certain House, lot of ground, and premises, lying and being situate in Indriick - town, in Indriick County, which House, lot of ground, and premises, are fully described in the deed of Conveyance from the said Rachel Steiner, to the said John Ebert, & son, a true Copy of which is exhibited by the Complainants as part of this bill of Complaint, marked exhibit A, which deed of Conveyance this Defendant prays may be taken, and considered as a part of this answer, as if here inserted to which said House, lot, & premises was held, owned & occupied by the said John Ebert, & son - as partnership property, until the death of the said Augustus F. Ebert, who died the 5th November 1836, who at the time of his death resided in said House, and upon the premises, and the said Augustus F. Ebert dies intestate, leaving this Defendant his widow, and Octavus Ebert Maria L. Ebert, & Augustus Ebert the other Defendants, in this case, his children, and only heirs at law: That the said Maria L. Ebert, & Augustus Ebert are Infants, under the age of Twenty one years, and that this Defendant as the widow of the said Augustus F. Ebert, has been in the possession of the said House & premises by herself, & Servants ever since the death of her said husband, claiming the right to use & occupy the same as her own, free & clear of any charge, or rent, from the said John Ebert, or any one else, & without any idea, or intention to pay or account for rent to the said John Ebert, who during his life time never claimed, or pretended to claim rent, or any charge for rent from this Defendant, and the pretended claim for rent, is set up & charged by the Complainants in their said Bill of Complaint, is unjust, improper &