

Answer
James M. McFee
& others

The answer of James M. McFee and Joseph McFee of the City of Baltimore and of Martha McFee of Washington County, Maryland and to the Bill of Complaint of John M. Dermott and Mary M. Dermott his wife and John M. McFee filed in the Circuit Court for Frederick County as a Court of Equity, these defendants for answer to said bill, answer and say that they admit that Peter McFee late of Frederick County Maryland died in the month of July eighteen hundred and fifty five intestate, seized of about four hundred acres of land situate in Frederick and Montgomery Counties, Maryland, as described in said Bill of Complaint, that the said Peter McFee left a sister named Mary M. Dermott married to John M. Dermott of Frederick County, and James M. McFee, Joseph M. McFee, John M. McFee, Elizabeth M. McFee, Catharine M. McFee, Martha M. McFee and Beccelia M. McFee, children of Hugh M. McFee a brother of said Peter McFee who died before said Peter McFee, and James M. McFee children of Patrick M. McFee a brother who died before said intestate as his heirs at law and to whom said lands descended, these defendants further admit that John M. Dermott and Mary M. Dermott his wife and John M. McFee reside in Frederick County, that James M. McFee and Joseph McFee two of said defendants reside in the City of Baltimore, that Martha McFee the other defendant resides in Washington County, Maryland, that Elizabeth McFee and Catharine M. McFee children of Hugh M. McFee are married and reside with their husbands in the State of Pennsylvania, that Beccelia M. McFee resides in Washington County, Maryland, and that James M. McFee and Elizabeth M. McFee children of Patrick M. McFee, deceased, reside in Frederick County, these defendants further admit that all of the said heirs at law of Peter McFee are adults over the age of twenty one years, except James M. McFee, Elizabeth M. McFee and Beccelia M. McFee who are infants under the age of twenty one years, these defendants admit that the lands of which said Peter McFee died seized and possessed are not susceptible of division among his said heirs and that the interests of all parties interested therein requires that the same should be sold and the proceeds of sale distributed among the heirs at law, and these defendants agree that the same may be sold under a decree of this Court, warranting all right to a Commission to view and value, and to take the estate at a valuation, and submit that such decree may be passed as to the Court may seem right, praying hence to be dismissed &c.

Witness
John J. Boyd
David Bonnumbough, witness to
Martha McFee

Joseph H. McFee
John C. McFee
James W. McFee
Martha ^{her} McFee
mark

Order to
Issue a
Comⁿ to
app^{nt}

John M. Dermott and
Mary M. Dermott his wife
and John M. McFee
vs
James M. McFee,
Joseph M. McFee & others

No 2631 Equity
In the Circuit Court for Frederick County in
Equity.

To Edward Shriver, Esq. Clerk of the Circuit Court for Frederick County, The subpoenaed issued in this cause against the infant defendants James M. McFee, Elizabeth M. McFee and Beccelia M. McFee the infant defendants having been duly returned summoned, you are hereby required according to the Act of Assembly in such case made and provided, to issue a commission to W. G. Cole, Esq. authorizing him to appoint a guardian for said infant defendants, and take the answers of said infants by their said guardian.

W. J. Rofs, Solicitor,
for Complainants

Comⁿ
to app^{nt}
guardian