The answer of Thomas J Davis one of the defendants to the bill of complaint of Charles E Worthington in the Circuit Court for Frederick County sitting as a Court of Equity This defendant admits that Singleton Worthington late of Frederick County deceased in his lifetime in due form of law made and executed his will and died without having revoked the same and disposed of his property as charged in said bill and that exhibit marked A as apart of said bill is a true and certified copy of said testament and last will this defendant admits that the complainant and defendants own the lands and premises described in said bill of complaint as tenants in common and that they derived their title in the manner as stated and set forth in said bill of Complaint this defendant admits that the Complainant and defendants own and hold as tenants in common about 610 acres

Answer of land lying and being situate in Frederick County as stated in said bill and that it would be for the interest and advantage of said tenants in common to have said lands and premises sold by a trustee or trustees to be appointed for that purpose provided it be sold in parcels after a division by the trustees to be appointed so as to suit purchasers This defendant admits that he Frances Davis William Davis Isabella Davis Susan Davis and Bema Davis reside out of this state and that Frances Davis William Davis Isabella Davis Susan Davis and Bema Davis are infants under lawful age this defendant admits that if the land and premises in this case specified be sold that the money the proceeds of sale will be distributed as stated in said bill of complaint the defendant states for answer that he is willing that said land and premises should be sold by such trustees as the solicitors in this case shall recommend to be appointed by the Honorable Court as it will not admit of a division amongst all the tenants in common

Os M Palmer Solicitor for
Thomas J Davis Defendant

Charles E Worthington vs Thomas J Davis + others } No 2728 Equity In Circuit Court for Frederick County as a Court of Equity. To Edward Shriver Esq Clerk of Circuit Court for Frederick County. The subpoena issued in this cause having been returned summoned as to Nicholas J Worthington the infant defendant residing in Frederick County. you are required according to the act of Assembly in such case made and provided to issue a commission to William G Cole Esq authorizing him to assign a guardian for said Nicholas J Worthington and take the answer of said infant defendant by said guardian

Order to appt a Gaurdian

Wm J Rob Solicitor for Complainant

Charles E Worthington vs Thomas J Davis + others } No 2728 Equity In the Circuit Court for Frederick County as a Court of Equity On motion of William J Rob Solicitor for Complainant It is this 24th day of August 1857 by the Circuit Court for Frederick County as a Court of Equity ordered that a commission be issued by the Clerk of this Court to Ezekiel Hedges Francis Dodge and Anthony Hyde Esqrs of the District of Columbia authorizing them or any two of them to assign a gaurdian for Francis gaurdian Davis William Davis Isabella Davis Susan Davis and Bema Davis infant defendants in said cause mentioned residents of the District of Columbia and take the answers of said infants by their gaurdian and return said answers under their hands and seals to this Court

Order to issue Commission

M Nelson