

to appoint Guardian to take the answer of the infant defendants in this cause.

Wm J. & Chas W. Ross

Solrs for Complainants

Commission

Maryland Solrs

The State of Maryland, To Robert S. McPherson Esq: of Frederick County, Circuit Judge, sitting in the Circuit Court for Frederick County, sitting as a Court of Equity, against John Legre, Eliza Jane Legre, Mary Legre, James Legre and Emma Jane Legre, 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 a certain day now past, to answer the said bill of Complaint but for as much as the said John, Eliza Jane, Mary, James and Emma Jane Legre, are infants under age, and cannot answer the said bill of Complaint nor defend this suit, without having a Guardian assigned in that behalf, know ye, therefore, that I have given unto you full power and authority in pursuance of the special order in said Court, to assign and appoint a Guardian for the aforesaid infants, and to take the answer of the said infants, by such Guardian to the said bill of Complaint therefore I command you, that at such certain day and place as you shall think fit, you assign and appoint a Guardian for the aforesaid infants, and to take the answer of the said infants, by such Guardian, to the said bill of Complaint on such Guardian's corporate oath upon the Holy Evangelists, to be administered by you, the said answers being distinctly and plainly wrote, and when you shall have taken the said answers, you are to send the said answers under your seal, together with your certificates of your having assigned and appointed such Guardian aforesaid, and this writ, unto me in said Court.

Wm J. & Chas W. Ross

Dated the 2nd day of January 1865.

Sub

J. W. L. Carty Clerk,

N: 3194 Equity.

In the Hon. Madison Nelson Judge of the Circuit Court for Frederick County sitting as a Court of Equity. The subscriber being the Commissioner named in the annexed Commission hereby certifies that in execution of the powers therein vested in me, I did on the third day of January A.D. 1865, assign and appoint J. W. L. Carty Guardian to the infants named in the said Commission, 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 and seal this 3<sup>d</sup> day of January A.D. 1865.

R. S. McPherson Comr.

The answer of John Legre, Eliza Jane Legre, Mary Legre, James Legre and Emma Jane Legre infants under the age of twenty one years by Joseph W. L. Carty, their Guardian, to the bill of Complaint of William W. Magner, against them in the Circuit Court for Frederick County, sitting as a Court of Equity exhibited.

These defendants cannot admit any of the matters and things alleged in the said bill, and being infants of tender years submit their rights to the protection of this Court.

J. W. L. Carty,

On this third day of January A.D. 1865, the above named J. W. L. Carty 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 knowledge and belief.

R. S. McPherson Comr.

Ordered The Execution of the within Commission will appear by the papers enclosed.

R. S. McPherson Comr.