

in said bill papers that a decree may be passed for the date of the real estate for the purposes stated in said bill.

Barbara E. Legre

No 3194 Equity.

Order to issue Com
in
Appt Guardian

William H. Wagner

Elija Legre
Anne Legre
Mary Legre
James Legre
Emma Jane Legre

In the Circuit Court for Frederick County in Equity.

John L. Carty Esq. Clerk.

Issue a commission to Robert G. M. Pherson Esq. to appoint Guardian to take the answer of the infant defendants in this cause.

Commission

Magistrate Let's

The State of Maryland & Robert G. M. Pherson Esq. of Frederick County, Sheriff; Whereas William H. Wagner has lately exhibited his bill of complaint before me in the Circuit Court for Frederick County, sitting as a Court of Equity, against Barbara, John, Elija Anne, Mary, James and Emma Jane Legre &c. 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 Elija Anne, 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 their behalf - Now, 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 and 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 take the answers of the said infants, by such Guardian, to the said bill of complaint on such Guardian's solemn oath upon the Holy Evangelists, to be administered by you, the said answers being distinctly and plainly written and when you shall have 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 27th day of January Anno Domini 1865. Signed the 10th day of February 1865.

No 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 aforesaid Commission hereby certifies, that in Execution of the powers thereby vested in me, I did on the 10th day of February A.D. 1865, assign and appoint Thomas M. Holburner of Frederick County, 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 10th day of February A.D. 1865.

R. G. M. Pherson Esq.

The answer of John Legre, Elija Jane Legre, Mary Legre, James Legre and Emma Jane Legre, infants under the age of twenty one years by Thomas M. Holburner their Guardian to the bill of complaint of William H. Wagner, 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.

Thos. M. Holburner

On this 10th day of February A.D. 1865 the above named Thomas M. Holburner appeared