Mary Jane Hildebrand and Samuel Thomas Hildebrand, having been duly ~~returned~~ summoned to answer in the same, you will please issue a commission to Robert G. McPherson of said County to appoint a Guardian to take the answers of said infant defendants in said cause. ~

May 14th 1866. ~ Jno. Ritchie Solr. for Compts

Commission

Maryland Sct.

The State of Maryland To Robert G. McPherson of Frederick County, Greeting: Whereas Frederick Hildebrand, Jno D. Hildebrand & al have lately exhibited a bill of Complaint before me in the Circuit Court for Frederick County, sitting as a Court of Equity, against Geo H. Hildebrand Samuel T. Hildebrand & Mary J. Hildebrand ~ and whereas I have by my writ, lately commanded the said defendants to appear before me in said Court as Court of Equity at a certain day now past, to answer the said bill of Complaint but for as much as the said Geo. H Hildebrand Samuel T. Hildebrand & Mary J Hildebrand 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 & authority in pursuance of the aforesaid order in said Court, to assign & appoint a guardian for the aforesaid infants, & 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 & place as you shall think fit, you assign & 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 corporal oath upon the Holy Evangels, to be administered by you, the said answers being distinctly & plainly wrote; 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 & appointed such guardian as aforesaid & this writ, unto me in said Court. ~ Witness the Hon Madison Nelson Judge of said Court, the 12th day of February Anno Domini 1866. ~

Issued the 15 day of May 1866. ~ Test ~ Jos. L. Carty Clerk.

No 3302 Equity.

To 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 thereby vested in me I did on the 15th day of May Eighteen hundred & sixty six, assign & appoint Henry Schley of Frederick County, Guardian to the infants named in the said Commission, & took the answer of the said infants by their said Guardian, 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 15th day of May 1866. ~

R. G. McPherson Comr. (Seal)

The answer of George H Hildebrand, Samuel T Hildebrand & Mary J Hildebrand infants under the age of twenty one years by Henry Schley their Guardian to the Bill of Complaint of Frederick Hildebrand & others against them in the Circuit Court for Frederick County sitting as a Court of Equity, exhibited ~ These defendants cannot admit any of the matters & things alleged in the said Bill, and being infants of tender years, submit their rights to the protection of this Court. ~

Hy Schley

On this 15 day of May 1866, the above named Henry Schley appeared before me the Commissioner, and made oath that the matters & things stated in the foregoing answer are true to the best of his knowledge and belief. ~

R. G. McPherson Comr (Seal)

Endorsed ~ The Execution of the within commission will appear from the papers enclosed. ~

R. G. McPherson Comr (Seal)

Order to issue Comm. to take testimony

Frederick Hildebrand & al
vs
Geo. H. Hildebrand & al.

No 3302 Equity. ~

In the Circuit Court for Frederick County sitting as a Court of Equity. ~ Mr Carty Clerk &c

Please issue Commission in this cause to the Standing