

Equity, against Julia Ann & Hildebrand, Howard Hildebrand and Samuel Hildebrand. 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 Howard and Samuel 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 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 corporal oath upon the Holy Evangelies; 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 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 Honorable Madison Nelson, Judge of said Court, the 16th day of October Anno Domini 1865 ~

Issued the 27th day of December 1865 ~

(U E)

Geo. W. Learty Clerk

No. 3263 ~
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 27th day of December A.D. 1865, assign and appoint Joseph W. Learty 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 27th day of December A.D. 1865 ~

Robert G. McPherson Com^r

The answer of Howard Hildebrand and Samuel Hildebrand, infants under the age of twenty one years by Geo. W. Learty, their Guardian to the Bill of Complaint of Dennis Hildebrand et al 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 ~

Geo. W. Learty Clerk

On the 27th day of December A.D. 1865 the above named Geo. W. Learty 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 ~

Robert G. McPherson Com^r

Return Court
Order for leave to
Answer and
Amended Bill