

not now residents of the state of Maryland, but at present are in the state of Georgia at or near Postick, Jefferson County, and have been returned "Non Est" by the Sheriff of Frederick County, as by reference to his return will appear ~

May it therefore please your Honors to order a Commission to be issued to two suitable persons resident at Postick, Jefferson County in the State of Georgia, authorizing them or either of them to assign and appoint a Guardian for Benjamin, Kate and Bessie Cunningham the infant Defendants, residing at Postick, Jefferson Co. in the State of Georgia, and to take the answer of said infants, upon the oath of said Guardian, and in said Order to prescribe the mode of authentication of such Commission; And your Complainant will ever pray, &c. ~

John Ritchie
Solicitor for Complainant ~

Filed Feb 14th 1871 ~

Court's Order

Peter Thomas of G }
vs } No 3618 Equity
Mattee Cunningham }
In the Circuit Court for Frederick County in
Equity. ~

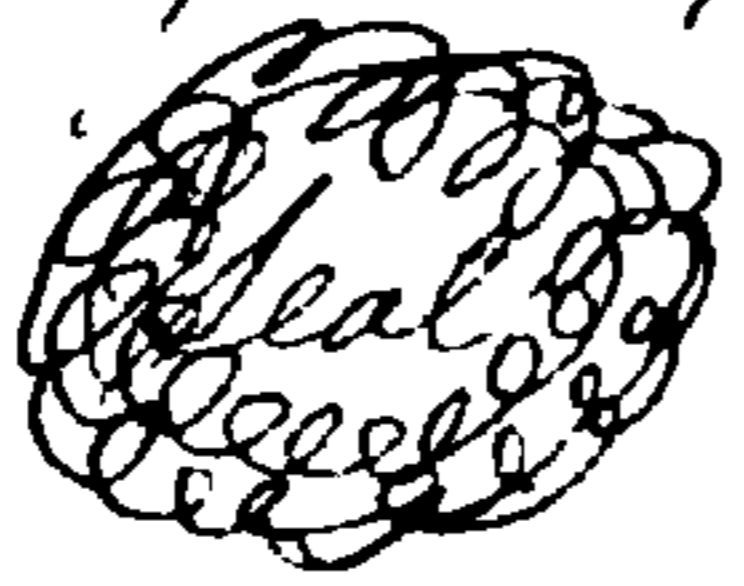
The foregoing Petition having been considered, it is this first day of February A.D. 1871, ordered that the foregoing Petition be taken as supplemental to the Bill of Complaint in said Cause, as prayed by him, and further ordered that a Commission issue to William A Cunningham and T. Roger Johnson of Jefferson County, Georgia, authorizing them or either of them to appoint a Guardian for, and take the answer of Benjamin Kate and Bessie Cunningham the infant Defendants resident in said State, by said Guardian And it is further ordered that the execution of said Commission shall be authenticated in the same manner as Commissions are now executed and authenticated for resident infants. ~

February 14th 1871 ~

John A Lynch

Commt. to Adm. Guardian

Maryland, Set



The State of Maryland, To William A. Cunningham and T. Roger Johnson of Postick, Jefferson County, Georgia, Greeting. ~ Whereas Peter Thomas of G. hath lately exhibited his Bill of Complaint and Petition Supplemental thereto, before me in the Circuit Court for Frederick County, sitting as a Court of Equity, Against Mattee Cunningham, Benjamin Cunningham, Kate Cunningham and Bessie Cunningham, And Whereas, the said Benjamin, Kate and Bessie Cunningham do not reside in the State of Maryland, but reside at or near Postick, Jefferson County, Georgia, and are infants under age, and cannot answer the said Bill of Complaint &c, nor defend this suit, without having a guardian assigned in their behalf ~ I know 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 answers of the said infants, by such Guardian to the said Bill of Complaint & Petition Supplemental thereto, and therefore I Command you, 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, and Petition Supplemental thereto, or such Guardian's proposed Oath upon the Holy Evangelists, to be administered by you, the said