

that all excuses set apart you personally appear before the Judges of the Circuit Court for Frederick County sitting as a Court of Equity, to be held at the Court House in Frederick Town, in and for said County on the 2<sup>nd</sup> Monday of December Inst. to answer the Bill and Complaint of John P Thomas Prochein Ami of Wm. L. Dutton and Jacob S. Dutton against you in said Court exhibited and so forth. In case of fail you out as you will answer the contrary at your peril.

Witness the Honorable Richard D. Bowie Chief Judge of our said Court the 16<sup>th</sup> day of September 1878  
 Spued the 6<sup>th</sup> day of December 1878  
 Do the Sheriff of Frederick County  
 Thomas Gorsuch Clerk

Place of Seal

Filed Dec. 9<sup>th</sup> 1878.

Order to Issue a Commission

John P Thomas Prochein Ami &c  
 William L. Dutton  
 Jacob S. Dutton

No. 4440 Equity  
 In the Circuit Court for Frederick County sitting as a Court of Equity  
 December Term 1878.  
 Thomas Gorsuch, Clerk.

Please issue a Commission to assign a Guardian to take the answers of the said William L. Dutton and Jacob S. Dutton the infant Defendants in the above case

December 12<sup>th</sup> 1878  
 Filed December 12<sup>th</sup> 1878.

John M. Sherry  
 For Complainant

Commission

State of Maryland S<sup>c</sup>:  
 Frederick County Gaeting

The State of Maryland To G. G. Duhman of Frederick County

Whereas John P. Thomas Prochein Ami &c. has lately exhibited his Bill of Complaint before us in the Circuit Court for Frederick County sitting as a Court of Equity against William L. Dutton and Jacob S. Dutton. And whereas we have by our writ, lately commanded the said Defendants to appear before us in said Court as a Court of Equity at a certain day now past to answer the Bill of Complaint but for as much as the said William L. Dutton and Jacob S. Dutton 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 we have given unto you full power and authority in pursuance of the special order of 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 we 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 Corporal Oath upon the Holy Evangelis, to be administered by you, the said answer being distinctly and plainly written and when you shall have taken the said answers you are to bind the same close & up under your seal together with your Certificate of your having assigned &

Place of Seal