

No. 4448 Equity

Witness the Honorable Richard J. Bone, Chief Judge of said Court, the 17th day of February, Anno Domini, 1879

Subscribed the 10th day of March, 1879

Test

Thomas Corbuck, Clerk.

Newton W Horner
Wife and other
vs
Sophia Horner, John
Agnew Wife & other

No. 4448 Equity

In the Circuit Court for Frederick
County, sitting in Equity

To the Honorable, the Judges of the Circuit Court for
Frederick County, sitting as a Court of Equity:

Guardians
Commissioners

The subscriber being the Commissioner named in the
annexed Commission, hereby certifies, that in execution of the power thereby vested
in me, I did, on the 10th day of March, A. D. 1879, assign, and appoint John
C. Mottet Esq. of Frederick County, Guardian to the infants named in said
Commission, and took the oaths of 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 her-
ewith returned, closed under my hands and seal this day of March A. D. 1879.

Clayton C. Burkman Seal

Newton W Horner and wife
et al
vs
Sophia Horner, John Agnew
and wife et al

No. 4448 Equity
In the Circuit Court for Frederick County
sitting as a Court of Equity

May Term 1879

Infant Depts
Answers

The joint and separate answers of Louisa Agnew Lu-
cinda Horner and Mary Horner by John C. Mottet their Guardian to the Bill of Com-
plaint of Newton W Horner and wife et al exhibited against them and other defendants
in the above entitled cause

These defendants answering, all exceptions to the same, and manifest errors in said
Bill, could come for answer thereto say that to wit is that a certain Eli Horner formerly
of Adams County, in the State of Pennsylvania and late of Frederick County, Maryland,
deed, intestate, viz, about the 25th day of November in the year 1878 leaving a widow
named Sophia Horner, and the following named children surviving him, viz
Newton W Horner married to Caroline his wife, Amy Maria, now the wife of William
Ross White, Harriet, now the wife of Smith Parr, Sarah J. McSherry, the widow of
Robert McSherry, and your defendants Lucinda, now the wife of John Agnew, Lou-
cinda Horner, and Mary Horner, and that these defendants are infants under the age of
twenty one year

These defendants further admit the said Eli Horner in his lifetime was seized and
possessed of the Real Estate mentioned in said Bill of Complaint, and described in Ex-
hibits Nos. 1, 2 & 3 less the tract sold to David Agnew as described in Exhibit No 4
to said Bill of Complaint

These defendants further admit that the said Eli Horner died seized and possessed
of said Real Estate above mentioned, and that his widow Louisa Horner had a dower right in the same.