

No. 4714 Equity.

Answer of
Geo. S. Miller
to
Bill of Compt.

The answer of George Miller of Frederick County State of Maryland, to the Bill of Complaint of William H. Albaugh, filed in the Circuit Court for Frederick County sitting as a Court of Equity against himself and others

This Respondent for Answer to said Bill of Complaint answers and says that he admits the allegations and charges in said Bill, contained to be true as therein stated. And this respondent agrees that a decree be passed for the sale of said property subject however to the life estate of this Respondent in said Lands.

Witness
Chas W. Hoffman

George S. Miller.

To the Honorable the Judges of the Circuit Court for Frederick County sitting in Equity.

The Petition of William H. Albaugh respectfully shews to your Honors that on the 29th day of July, 1881, he filed his Bill of Complaint in your Honorable Court for the sale of the Real Estate of Ann R. Miller for the payment of the Claims of your Petitioner and of all other Creditors of the said Ann R. Miller, who may come in and contribute to the expenses of said proceedings, the personal estate of the said Ann R. Miller being wholly insufficient for that purpose. The Bill of Complaint among other allegations alleges that the said Ann R. Miller, at the time of her death, left a husband George Miller her surviving and among the other heirs at Law of said decedent a certain Harry Jones - to whom the real estate in the proceedings mentioned subject to the life estate of the said George Miller husband as aforesaid descended as her heir at law.

Petition of
Wm. H. Albaugh

Your Petitioner further states that the said Harry Jones, one of the said defendants is alleged in said Bill of Complaint, as being of lawful age, and residing in Baltimore City. That said Harry Jones at the time of the filing of the said Bill of Complaint and the issuing of the summons in said Cause was temporarily residing in Balt County, and was duly summoned to appear and answer the charges and allegations in said Bill, contained.

Your Petitioner further states that after the filing of said Bill and the return of said summons, and the appearance of said defendant, Harry Jones, he learned that the said Harry Jones the defendant aforesaid was an infant under the age of Twenty-one years.

Your Petitioner therefore prays leave to amend his said Bill of Complaint by alleging that the said Harry Jones is an infant under the age of Twenty-one years and also that said summons having been duly summoned, that a Commission issue under the order of your Honorable Court to some person to be therein named to take the answer of said Infant by his said Guardian.

And, as in duty bound

Charles W. Ross
Sol for Petitioner

Filed Sept. 21, 1881.

In the matter of the Petition
of
William H. Albaugh

No. 4714 Equity,
In the Circuit Court for Frederick
County in Equity.

Court's Order.

Ordered by the Court this 21st day of September 1881, that the Complainant William H. Albaugh in said Bill of Complaint, have leave to amend his Original Bill of Complaint as prayed for in this Petition, and it is further ordered that a Commission issue to Alfred Ritter Esq. by the Clerk of this Court to appoint a Guardian to take the answer of said infant defendant

Filed Sept. 21, 1881.

John A. Lynch
Judge of the Cir. Court

Commissioner
Alfred Ritter
assignee

Guardian
Commissioner

Answer
Judge
Judge