No. 5032 Equity

the said Bill of Complaint, but for as much as the said Samuel Schell Rutherford is an infant under age, and cannot answer the said Bill of Complaint or 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 in said Court, to assign and appoint a guardian for the aforesaid infant and to take the answer of the said infant 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 infant and to take the answer of the said infant by such guardian, to the said Bill of Complaint, on such guardian's Corporal oath upon the Holy Evangely 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 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 us in said Court.

Witness the Honorable John Ritchie Chief Judge of the said Court, the 8th day of December Anno Dominie 1884

Issued the 9th day of January 1885

(Ross) Filed January 27, 1885. Test, Adolphus Trenkle Jr. Clerk

Louis F Kehne and wife Matthias B Schell and Helen K Schell Vs Samuel Schell Rutherford	No. 5032 Equity In the Circuit Court for Frederick County In Equity

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

The subscribers, being the Commissioners Named in the annexed Commission hereby certifies that in Execution of the powers thereby vested in them, they did on the 26th day of January A D 1885 assign and appoint Samuel H Rutherford Esq of Dauphine County State of Penn, Guardian to the infant Named in said Commission and took the answer of said infant by his said Guardian, and under the oath of said Guardian by us administered, to the Bill of Complaint in said Commission mentioned which said answer with said Commission is herewith returned, Closed under our hands and Seals this 26th day of January A D 1885

Thomas J Dunott (Seal)
H B Buehler (Seal)
Commissioners

The Answer of Samuel Schell Rutherford infant under the age of twenty one years by Samuel H Rutherford his guardian to the Bill of Complaint of Louis F Kehne & wife et al against him in the Circuit Court for Frederick County sitting as a Court of Equity Exhibited

This Defendant Cannot admit any of the matters and things alleged in the Bill and being an infant of tender years submits his right to the protection of this Court

S. H Rutherford
Guardian

Answer of Samuel Rutherford Infant

On this 26th day of January A D 1885 the above named Samuel H Rutherford appeared before us the Commissioners and made oath that the matters and things stated in the foregoing answer are true to the best of his knowledge and belief

Thomas J Dunott Commissioner
H B Buehler Commissioner

Filed January 27th 1885.