Order of Court to take Testimony

prays that a guardian ad litem may be appointed to answer for Ruth P Rupley William R. Rupley, Susan R Rupley and G. King Rupley the infant defendants in this cause

William H. Burnett Jr
Solicitor for Plaint

Upon the foregoing application of the Plaintiff it is ordered by the Court this 16 day of July A.D 1888 that Jos W. Garver be and he is hereby appointed Guardian ad litem for Ruth P. Rupley, William R. Rupley, Susan R. Rupley and G. King Rupley the infant defendants in the above cause to answer and defend this suit for said infants.

(Filed July 16. 1888)

Jas McSherry

Answer of Guardian

Milton J Wisner
vs
Martha M Fout &
Cyrus A Fout
her husband and Trustee and others

No. 5427 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.

Testimony

The Answer of Ruth P Rupley, William R Rupley, Susan R Rupley and G. King Rupley, infants under the age of twenty one years by Joseph W. Garver their Guardian ad litem, to the Bill of Complaint of Milton J. Wisner against themselves in the Circuit Court for Frederick County, sitting as a Court of Equity—

These Defendants cannot admit any of the matters and things alleged in the Bill and being infants of tender years, submit their rights to the protection of this Court

Joseph W Garver, Guardian ad litem

(Filed July 16 1888)

Gen Repl.

Milton J. Wisner
vs
Martha M Fout &
Cyrus A Fout her husband
& Trustee & others

No 5427 Equity
In the Circuit Court for Frederick County

To the Honorable the Judges of said Court—
The Plaintiff joins issue on the matters alleged in the answer of Martha M Fout and Cyrus A Fout her husband and Trustee, and Jos. W. Garver, the Guardian ad litem for the infant defendants, in the above cause so far as the same may be taken to deny or avoid the allegations of the Bill

William H. Burnett Jr
Solicitor for Plaintiff

Filed July 16. 1888

Decree pro confesso

Milton J. Wisner
vs
Martha M Fout & Cyrus A Fout
her husband & Trustee & others

No. 5427 Equity
In the Circuit Court for Frederick County

The Order of Publication heretofore passed in this cause, having been duly published and Charles J. Lewis Trustee one of the Defendants in the above cause having failed to appear and answer the Bill of Complaint It is therefore this 16 day of July A D 1888 by the Circuit Court for Frederick County and by the authority of said Court, adjudged, ordered and decreed that the said Bill of Complaint be and the same is hereby taken pro confesso against the said Defendant—

Jas McSherry
John A. Lynch
Judges of the Cir Court

Filed July 16 1888.