

No. 7119 Equity.

Russell Smith, and Charles Smith, the infant defendants, who have been returned summoned,

John C. Miller.

Filed January 12, 1900.

Exhibit Answer of W.C. Birly

Alfred Smith and Clara Smith, his wife, Cyrus Smith et al,

Maria Smith, widow, et al

No. 7119 Equity. In the Circuit Court for Frederick County, sitting in Equity,

The Answer of Otto Smith and Flora Smith his wife, Elmer Smith, Mason Smith, Paul Smith, Beulah Smith, Russell Smith and Charles Smith, infants under the age of twenty one years, by William C. Birly Guardian Ad Litem, to the Bill of Complaint of Complaint of Alfred Smith & Clara Smith his wife et al, against Maria Smith, widow et al, in the Circuit Court for Frederick County, sitting as a Court of Equity, exhibited.

The 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.

William C. Birly Guardian Ad Litem.

Filed January 12th, 1900.

Petition & Order.

Alfred Smith and Clara Smith, his wife, Cyrus Smith, et al.

Maria Smith, widow, et al.

No. 7119 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 answers of all the defendants in this cause having been filed and the cause being at issue, the Plaintiffs therefore pray your Honorable Court to pass an order referring this cause to any one of the standing examiners of this Court for the purpose of taking testimony to support the allegations contained in the Bill of Complaint.

And as in Duty lie.

Emory L. Coblenz Sol. for Plffs.

The foregoing petition having been read and considered, it is thereupon ordered this 24th day of January, in the year Nineteen Hundred, by the Circuit Court for Frederick County, sitting as a Court of Equity, and by the authority thereof, that this cause be and the same is hereby referred to any one of the standing examiners of this Court for the purpose of taking testimony to support the allegations contained in the Bill of Complaint.

John C. Miller.

Alfred Smith and Clara Smith, his wife, Cyrus Smith et al.

Maria Smith, widow, et al.

No. 7119 Equity. In the Circuit Court for Frederick County, in Equity.