PETITION AND COURTS ORDER APPOINTING GUARDIAN AD LITEM.

Elmer U. Heffner and Dorothy Heffner, his wife, et al, : No. 12,402 Equity.
: In the Circuit Court for
vs. : Frederick County, In Equity.
Sarah E. Heffner, et al. :

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TO THE HONORABLE, THE JUDGES OF SAID COURT:-

The Petition of Elmer U. Heffner, and Dorothy Heffner, his wife, et al, complainants in the above entitled cause, respectfully shows unto your Honors:-

1. That the Defendant, Bertha Rice, being an infant has been returned summoned, but is unable to answer because of her infancy.

WHEREFORE your Petitioners pray that an order may be passed by your Honorable Court appointing a guardian ad litem to file an answer for the Defendant in this cause,

Leslie N. Coblentz
Attorney for Complainants.

The aforegoing petition having been by the Court read and considered, it is thereupon this 27 day of January, 1932, by the Circuit Court for Frederick County, sitting as a court of Equity, and by the authority thereof, ordered that John H. Martz be and he is hereby appointed guardian ad litem to appear for, and answer the bill of complaint in the above entitled cause, in behalf of Bertha Rice, infant.

Arthur D. Willard

(Filed January 27, 1932)

ANSWER OF GUARDIAN AD LITEM.

Elmer U. Heffner & Dorothy Heffner, his wife, et al. : No. 12402 Equity.
: In the Circuit Court for Frederick
Vs. : County, sitting in Equity.
Sarah E. Heffner, et al. :

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The Answer of Bertha Rice infant under the age of twenty-one years, by John H. Martz Guardian ad Litem. to the Bill of Complaint of Elmer U. Heffner & Dorothy Heffner his wife et al against Sarah E. Heffner et al, in the Circuit Court for Frederick County, sitting as a Court of Equity exhibited.

The Defendant cannot admit any of the matters and things alleged in the Bill, and being infant of tender years, submit her rights to the protection of this Court.

John H. Martz
GUARDIAN AD LITEM.

(Filed January 27, 1932)

TESTIMONY.

Elmer U. Heffner, et al, : No. 12,402 Equity.
:
vs. : In the Circuit Court for
:
Bertha A. Rice, widow, et al. : Frederick County. In Equity.

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TESTIMONY, on Exceptions to Audit, taken before the Court, Judge Arthur D. Willard, June 4, 1932.

FRANK SUMAN, a witness of lawful age, produced on the part of the exceptants, being first duly sworn, deposes andsays:

Mr. Suman, your name is Frank Suman?

A. Yes, sir.

Q And you live on South Market Street?

A Yes, sir.

Q And your place of business was right next door to the home of Lula Heffner, that right?

A Yes, sir.

Q How long have you known the Heffner family?

A About fifty-five years.