

FIFTH: That she admits the allegations contained in the 5th Paragraph of said Bill of Complaint, subject to her rights as hereinafter asserted.

SIXTH: That she neither admits nor denies the allegations contained in the 6th Paragraph of said Bill of Complaint.

SEVENTH: That, while admitting the jurisdictional allegations of the Bill of Complaint, as hereinbefore stated, and while consenting to a sale of the property, because of the necessity therefor, nevertheless, she hereby reserves fully her right to a part of the proceeds of the sale, in addition to her distributive share as the surviving widow of Howard S. Hiltner, which right aforesaid, she reserves after the property has been converted into cash, for the services which she has rendered in caring, providing for and ministering unto the children of the said Howard S. Hiltner, by his first wife, Ethel Alverta Hiltner, as well as reimbursement to her, this Respondent, Rosalene Hiltner, for amounts paid for taxes, water rents, repairs, etc., and also for board, food supplies, etcl., furnished by her, at her own expense, to the children of the said Howard S. Hiltner, by his marriage with Ethel Alverta Hiltner.

EIGHTH: That this Respondent is advised and accordingly avers, that she is justly entitled to recompense for the services and the amounts expended, as aforesaid, which claims she desires to and will make against the proceeds of the sale of the property.

NINTH. That she is the mother of Donald Hiltner, now about six years old, who was born of her marriage with Howard S. Hiltner, and she desires to have her Solicitor represent his interest, as far as it can be done, especially, in the Trusteeship to be created in this case.

and as in duty, etc.,

Benjamin B. Rosenstock

Leo Weinberg
Solicitors for Rosalene Hiltner, widow.

(Filed August 7, 1929)

PETITION TO APPOINT GUARDIAN

Mildred Hiltner, Charlotte	"	
Hiltner and Bernard Hiltner	"	
infants by William H. Hiltner	"	
their grandfather and next friend	"	
	"	No. 11,901 Equity
Vs.	"	In the Circuit Court
	"	for Frederick County.
Rosalene Hiltner, widow,	"	
and Donald Hiltner, infant,	"	
and the Commercial State Bank	"	
of Frederick, Maryland, a body	"	
corporate, judgment creditor	"	
of Howard S. Hiltner, and	"	
Ethel Alverta Hiltner, his wife.	"	

TO THE HONORABLE JUDGES OF SAID COURT.

The Petition of William H. Hiltner, grandfather and next friend of Mildred Hiltner, Charlotte Hiltner, and Bernard Hiltner, respectfully represents unto your Honorable Court:

FIRST: That in the above entitled cause, Donald Hiltner, infant, defendant, has been returned summoned to appear and Answer the Bill of Complaint filed in this cause but being an infant under the age of twenty-one years and having no legal guardian, cannot answer the same.

WHEREFORE your Petitioner prays that a guardian ad litem be appointed to appear and answer for said infant defendant.

William M. Storm

SOLICITOR FOR PETITIONER

The foregoing Petition having been read and considered, it is thereupon on this 16th day of August, 1929, by the Circuit Court for Frederick County, sitting as a Court of Equity, and by the authority thereof, ADJUDGED, ORDERED AND DECREED that John H. Martz be and he is hereby appointed guardian ad litem, to appear in the above cause and answer for the infant defendant Donald Hiltner.

Hammond Urner

(Filed August 16, 1929)