And as in duty &c. James S. Franklin Solr for Defts.

State of Maryland Anne Arundel County to Wit.

On this 7th day of December in the year 1857 before the subscriber a Justice of the peace of the State of Maryland in and for the County aforesaid personally appeared Margaret Ann Crandell and made oath on the Holy Evangels of Almighty God that the matters and things stated in the foregoing answer are true to the best of her knowledge and belief.

Wm H. Pinkhead J.P.

On the same day to Wit the 24th day of Mar 1858 a commission was issued to James Deale of James of Anne Arundel County to take the answers of the Infant Defendant Richard H. Crandell to the said Bill.

And afterwards to Wit on the 7th day of January 1858 the Commissioner James Deale of James made return of his said Commission with the answer of the Infant Defendant R. H. Crandell in the words following to Wit.

Maryland sc. The State of Maryland To James Deale of James of Anne Arundel County. Whereas Augustus Smith lately exhibited his Bill of Review before us in our Circuit Court of Anne Arundel County sitting as a Court of Equity against Margaret A. Crandell and Richard H. Crandell and whereas we have by our Writ lately commanded the said Defendants to appear before us in our said Circuit Court for Anne Arundel County sitting as a Court of Equity and at a certain day to answer the said Bill of Review Nevertheless inasmuch as the said Richard H. Crandell is an infant under age and cannot answer the said Bill nor defend the said suit without having a guardian assigned in that behalf Therefore we therefore that on have given and by these presents in our authority in pursuance of the special order in our said Court to assign an appoint a guardian for the said Infant and to take the answer of the said Infant by such guardian to the said Bill. and therefore we command you that at such certain day and place as you shall think fit you go to the said defendant if he cannot conveniently come to you and assign and appoint a guardian for the aforesaid Infant and take the answer of the said Infant by such guardian to the said Bill on such guardians corporal oath upon the Holy Evangels of to be administered by you the said answer being distinctly and plainly wrote and when you shall have so taken the said answer you 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 into in our said Circuit Court for Anne Arundel County sitting as a Court of Equity. Witness the Honorable Nicholas Brewer Circuit Judge of the Circuit Court for Anne Arundel County this 24 day of December AD 1857. (seal)

N. H. Green Clk

To the Hon Nicholas Brewer Circuit Judge for Anne Arundel County

The undersigned respectfully returns that pursuant to the authority vested in him by the foregoing Commission he in the presence of the Infant did on the 4th day of January in the year 1858 assign and Martin Deale guardian to the Infant in said Commission named and did take the answer of the said Infant by the said Guardian on his corporal oath by the undersigned administered which answer hereto annexed is herewith returned together with the said Commission. Witness my hand and seal this 4th day of January 1858.

Jas Deale (seal)

The answer of Richard H. Crandell an Infant under the age of 21 years by his guardian in that behalf specially appointed to the Bill of Review of Augustus Smith against him and Margaret A. Crandell in the Circuit Court for Anne Arundel County sitting as Court of Equity exhibited. The defendant answering by his guardian aforesaid to the said Bill of Complaint says that he denies the truth of the several matters and things charged in and set forth in said Bill of review, and prays that the Court will protect his interest and he prays to be dismissed with his costs &c.

Martin Deale Guardian.

The guardian above named makes oath on the Holy Evangels of Almighty God that the matters and things stated in the foregoing answer are true to the best of his knowledge and belief.

Sworn to before the subscriber Commissioner for the purpose appointed. Jas Deale of James Comr

And afterwards to Wit on the 7th day of February 1858 came the Complainant aforesaid by his Solicitor aforesaid and caused to be entered on the Docket of the Court a general replication to the answers of the Defendants filed in said cause.

And at the same time a Commission was issued to Nicholas Brewer of John and William S. Green standing Commissioners to take testimony in said cause.

And afterwards to Wit on the 14 day of October 1858 Nicholas Brewer of John one of the Commissioners aforesaid made return of the said Commission with the proceedings under the same in the words following to Wit.

Maryland sc. The State of Maryland To Nicholas of John and William S. Green of Anne Arundel County Greeting: Know that we have appointed you to be our Commissioners to examine witnesses in a cause depending in our Circuit Court for Anne Arundel County sitting as a Court of Equity between Augustus Smith Complainant and Margaret A. Crandell and Richard H. Crandell Defendants. We therefore require you that you take the oath hereunto annexed and also administer the accustomed oath to the persons whom you shall appoint as Clerk to attend the execution of this Commission that at such time and place as to you shall seem convenient you cause to come before you all such witnesses as shall be named and produced by either the plaintiff or defendant and that you examine them on their corporal oaths to be by you administered upon the Holy Evangels of Almighty God touching their knowledge or remembrance of any thing that may relate to the cause aforesaid and that you cause notice to be given to the parties or their attornies of the execution of this Commission before you execute the same and having reduced the depositions of the witnesses so taken by you into writing you send the same with this our Commission also under your seals and send it unto our Circuit Court for Anne Arundel County sitting as a Court of Equity with all convenient speed. Witness the Honorable Nicholas Brewer Circuit Judge for the Circuit Court for Anne Arundel County this 7th day of July 1858.

N. H. Green Clk