as your petitioner is an infant and has thrown himself upon the protection of your Honorable Court he is advised and believes that your Honorable Court will grant him relief and permit him to produce the witnesses in his behalf to verify the statements and allegations herein made.

16th. And your petitioner is advised and believes that Charles C. Miller the plaintiff in said cause is not a competent witness against your petitioner because Christian Hartung was the only original party to said contract and the said Wilhelmina Zimmer and John Zimmer were sureties only that said Christian Hartung is dead all of which appears by the testimony in said cause and that for that reason under the exception in the statute said Charles C. Miller cannot be a witness to prove his claim.

17th. That your petitioner expects to prove the foregoing facts by Christian Hoover, Wilhelmina Zimmer and Lloyd Lowndes and that he feels fully satisfied that he can fully substantiate the foregoing facts and matters stated in his petition.

18. Your petitioner therefore prays your Honore for a rehearing in this cause and that your honore may reconsider and reverse the decree passed in said cause and that your petitioner may have an opportunity to support the allegations of this petition by testimony to be taken under the orders of your Honorable Court and for such other and further relief as he may be entitled to in the premises.

And as in duty &c.

Edward H. Hartung,
By his Gu[illegible] H. Gordon.

State of Maryland,
Allegany County, to wit:

I hereby certify that on this fourth day of April 1885, before me the subscriber a Justice of the Peace of the State of Maryland in and for Allegany County, personally appeared Edward H. Hartung and made oath in due form of law that the matters and things stated in the foregoing petition are true to the best of his knowledge, information and belief, and also at the same time appeared Wilhelmina Zimmer and made oath that all the statements made in the foregoing petition as to the giving of the money and the consideration of the deed are true, and are known to her to be true.

S. T. Harbaugh, J. P.

Answer of Charles C. Miller, to Petition of Edward H. Hartung, filed April 17th 1885, in the words following to wit:

Charles C. Miller vs Edward Hartung and others	No. 3330 Equity. In the Circuit Court for Allegany County.

To the Honorable the Judge of said Court:

The answer of Charles C. Miller to the petition of Edward H. Hartung by Robert H. Gordon his guardian ad litem.

This respondent does not know whether the facts, matters and things stated in said petition are true or false and cannot, therefore, either admit or deny the same.

Respondent is, however, advised that even if said facts be true they constitute no ground why the decree passed in this case should be vacated, reconsidered or reversed by your Honorable Court, because the defendants in the case had full and ample time and