

Answers

The joint and several answers of Richard D Warfield, John A Warfield & Henrietta Warfield his wife, Elizabeth Warfield William H Jones and Sumell Jones his wife to the Bill of Complaint of Suratt D Warfield vs Francis E Shreves and Minerva his wife filed against them and others in the Circuit Court for Frederick County sitting as a Court of Equity. These defendants saving and reserving to themselves all manner of advantage of exception to the manifold errors and uncertainties in said bill of Complaint contained, for answer thereto say they admit that Suratt D Warfield departed this life intestate leaving a large and valuable real estate lying and being in said County near Johnsille as stated and set forth in said bill of Complaint and that the persons therein named are the only children & heirs at law of said Suratt D Warfield and that James H B Warfield and Rachel C Warfield are infants under the age of twenty one years. These defendants further answering admit that the children and heirs at law of said Suratt D Warfield named in said bill of Complaint own and hold said real estate as copartners and tenants in common and that said real estate will not admit of a division amongst all said heirs at law and tenants in common without loss and injury to all the parties interested and that it will be for their benefit and advantage to have said real estate sold and the proceeds of sale distributed amongst the parties according to their respective rights. These defendants further admit all the facts stated and set forth in said bill of Complaint and are anxious and willing that a decree shall pass as prayed in said bill for the sale of said real estate by a trustee to be appointed without a tedious and expensive proceeding under the act to direct decents and we further state that none of these defendants wish or are willing to take said real estate at a valuation under said act but wish it sold as hereto before stated.

Richard D Warfield  
 John A Warfield  
 Henrietta Warfield  
 Elizabeth Warfield  
 Wm H Jones  
 Sumell Jones

Endorsed "I agree to accept this answer without oath to have the same effect as if sworn to. Jos M Palmer Solr for Complt"

Filed July 24<sup>th</sup> 1852

Suratt D Warfield Junr.  
 Francis E Shreves & others  
 vs

No 2407 In the Circuit Court for Frederick County sitting as a Court of Equity  
 February Term 1852

Richard D Warfield & others

Rachel C Warfield and James H B Warfield the infant defendants in the above cause having been duly summoned the Clerk will please issue a Commission to W Thompson Palmer as Commissioner to appoint guardian and take infants answers in said case.

Filed March 10/52

Grayson Eckelbush Solr for Complt

Comm to appt guardian

Maryland So



The State of Maryland To William T Palmer Esq of Frederick County, Greeting

Whereas Suratt D Warfield and others have lately exhibited a Bill of C. pleas before me in the Circuit Court for Frederick County sitting as a Court of Equity against Richard D Warfield, Elizabeth Warfield and others and whereas I have by my writ lately commanded the said defendants to appear before me in said Court as a Court of Chancery at a certain day now past to answer the said Bill of Complaint but for as much as Rachel C Warfield & James H B