No. 6360. Equity.

is largely in excess of the value of the said undivided interest of the said Lewis F. Carter in and to the aforesaid real Estate, but that your petitioner is willing that said property shall be sold under a decree of your Honorable Court free and clear of his mortgage lien, reserving the same, however, upon the proceeds of sale.

3. That your Petitioner, therefore, prays your Honorable Court to pass an Order making him a party defendant to the above case with leave to file an answer to the Bill of Complaint.

And as in duty &c.

Milton G. Urner,
Clayton C. Keedy &
Hammond Urner
Solicitors for Petitioner

Frank L. Stoner and Hammond Urner, Trustees &c. et. al.
vs
Martin L. Nicodemus, Mary J. Carter et al.

No. 6360 Equity.
In the Circuit Court for Frederick County, in Equity.

Upon the aforegoing petition it is Ordered by the Court this 6th day of March A.D. 1896 that E. Marshall Gilbert be and he is hereby made a party defendant to the above entitled case with leave to answer the Bill of Complaint.

John A. Lynch
Judge of the Cir. Court.

Filed March 6th 1896.

Answer of E. Marshall Gilbert.

Frank L. Stoner and Hammond Urner, Trustees, et al.
vs
Martin L. Nicodemus, Mary J. Carter et al.

No. 6360. Equity
In the Circuit Court for Frederick County, in Equity.

The Answer of E. Marshall Gilbert, one of the Defendants in the above case, to the Bill of Complaint filed therein.

This Defendant for answer says:-

1. That he admits the allegations of the Bill.

2. That he holds a Mortgage of the undivided interest of Lewis F. Carter, the original plaintiff in the above case, in and to the real Estate described in the said Bill, to secure the payment of the sum of One Hundred and Ninety-five dollars with interest thereon from the 9th day of December 1894 which said mortgage is dated January 5th 1895 and is recorded in Liber J.L.J. No. 10 folio 248, one of the Land Records of Frederick County, the original whereof is herewith filed as part hereof marked "Exhibit-E.M.G." and that the whole of said Mortgage debt and interest is due and