

Ann Brooke his wife, Ann Maria Waring John P. Waring, Eliza A. Waring and Josephine J. Waring Matilda Hill, John Edmund Hunt and Mary M. Hunt his wife and Henry N. Young, defendants to the bill of Complaint of Davis Richardson filed against them and others in Frederick County Court sitting as a Court of Equity

These defendants in answer to said Bill of Complaint admit that the Complainant was indebted to the said Millicent Waring in the sum of eight thousand eight hundred and eighty dollars, and that he executed and delivered to her in her lifetime, the writing obligatory and deed of mortgage to secure the payment of the same, as stated and set forth in said Bill of Complaint, that during the lifetime of said Millicent he paid to her the purchase money there due, and that since her death he paid large sums to the administrators of said Millicent and that there still this time only a small balance due on said mortgage and writing obligatory by the Complainant, but the precise amount of that balance these defendants except the said Henry B. Waring who is the surviving administrator of said Millicent, are unable to state. These defendants further admit that the said Millicent Waring died in the year 1844 intestate, and that letters of administration on her personal estate were by the Orphan's Court of Montgomery County granted to the said Henry B. Waring and Clement Cox and that the said Cox some time since died leaving the said Henry B. Waring the surviving administrator who as such, now holds the said writing obligatory of the Complainant. These defendants further answering also admit that the persons named in said bill of Complaint as the heirs at law of said Millicent Waring are all her heirs at law and to whom the legal title of said mortgaged premises descended for the purpose of said mortgage and these defendants are willing and ready to convey and release said title to the Complainant on his payment to said administrator of the balance due on said mortgage debt, whatever it may be.

And the said Henry B. Waring further answering on his part, as surviving administrator as aforesaid, says that the balance of said mortgage money now due by the Complainant on his said writing obligatory amounts to the sum of about two hundred and four Ten dollars with interest from Oct 16 1857 and he herewith files a true copy of said bond with the several credits thereon endorsed marked A, showing that the said sum is the balance now due by the Complainant, and he is ready and willing to deliver the original bond over to the Complainant as soon as said balance or whatever may be as ascertained to be the true balance by this Court is paid over to him by the Complainant; or if required he will file said original writing obligatory amongst the papers in this cause for the purpose of having an account stated under the order and direction of this Court and these defendants pray to be hence dismissed with their reasonable costs and charges in this behalf sustained.

John P. Waring, Matilda M. Hill, Henry B. Waring  
Ann M. Waring, Eliza A. Waring, Josephine J. Waring  
Edmund Hunt, Mary M. Hunt, Maria E. Young  
Henry N. Young, H. N. Young Guard. for Edward W. Young  
Nicholas Brooke, Mary Brooke

I hereby waive the right to have the foregoing answers regularly sworn to by the above named parties and accept the same the same effect as if it were regularly sworn to by said parties

Frederick A. Schley Sol<sup>r</sup> for Compl<sup>t</sup>.

Ex. A. to Ans.

Know all men by these presents that I Davis Richardson of Frederick County in the State of Maryland am held and firmly bound unto Millicent Waring trustee of the last will and testament of Henry Waring deceased in the full and just sum of seventeen thousand dollars current money of the United States of America for the payment of which sum of current money well and truly to be made and done