

"Endorsed" The execution of the within Commission will appear by reference to papers herewith returned.

Judk. J. Nelson Com^r Seal

The following answers were filed. 21st Nov. 1854.

The separate answer of Elizabeth Hollenberger, one of the defendants, to the Bill of Complaint of Washington S. Hollenberger, filed against this defendant, and others, in the Circuit Court for Frederick County, sitting as a Court of Equity. This defendant for answer, to said bill of Complaint says, she admits - That said William Hollenberger, made his last will and Testament, and died without having revoked the same. That said Testator, in and by said last will, and Testament, did devise & bequeath - as alleged in said bill of Complaint, and appointed said George Schlosser his executor, and that he assumed and took upon himself said Trust, as stated in said bill of Complaint. This defendant further answering, admits - That upon the payment of the purchase money for said land, mentioned in said last will - the same was by mistake conveyed to this defendant in fee, and that in accordance with the provisions of said last will & Testament said Conveyance should have been to this defendant, for & during her natural life, & and on her death to the children, and devisees of said Testator, and this defendant, expressly states, that she claims, no other interest, in said Real Estate, than that given her by said last will and Testament. This defendant further answering, admits, That said Testator died leaving the persons - named in said bill of Complaint, as his only children, and devisees - That said George Schlosser has fully settled up the personal Estate, of said Testator, and that the same was insufficient, for the full payment of his debts & that said Complainant has paid and now holds by assignment, the greater part if not the whole of the residue of the claims - against her dec^d husband. This defendant admits the facts stated in said Bill of Complaint, and is willing a Decree shall pass for the sale of said Real Estate, for the payment of the debts still due & owing by her said husband, and that the residue of the proceeds of the sale, if any, shall be invested, under the direction of your Honor, for the benefit of this defendant, during her natural life time, and on her death to be distributed, among the said children, and devisees of said Testator, according to the provisions of his last will & Testament.

Elizabeth Hollenberger

1854 Nov. 20. I hereby agree to accept the within answer, without oath, to have the same effect as if sworn to.

Grayson Eichelberger Secy.

For Complainant,

The Joint, and Several answers of Catharine S. Hollenberger, John Hollenberger & Priscilla his wife - David Hollenberger, and Elizabeth his wife, James S. Hollenberger, & Mahala his wife, William H. Hollenberger, and Elmira his wife - Lydia A. Hollenberger & Samuel S. Hollenberger defendants to the bill of Complaint of Washington S. Hollenberger, filed against these defendants & others, in the Circuit Court, for Frederick County, sitting as a Court of Equity - These defendants, for answer to said Bill of Complaint say they admit all the facts therein alleged, and are willing a Decree shall pass, as prayed, for the sale of the Real Estate of William Hollenberger dec^d and the proceeds of sale applied first to the payment of the residue of the debts, due by said dec^d, and the Balance to be invested, for the benefit of said Elizabeth Hollenberger during her life, and on her death to be distributed among the children, and devisees, of said dec^d, in equal portions.

W. S. Hollenberger.

John S. Hollenberger.

C. L. Hollenberger.

Mahala Hollenberger.

Lydia A. Hollenberger.

David Hollenberger.

W. H. Hollenberger.

Elizabeth A. Hollenberger.

Samuel S. Hollenberger.

John Hollenberger.

Priscilla Hollenberger.