Worthington dec^d and in his own right to the bill of complaint of James H. Gambrill of Frederick County, filed in the Circuit Court for Frederick County, in Equity against himself and others. –

This defendant for answer to the said bill answers and says that he admits the general matters contained in the said bill to be true as therein stated & agrees that such decree may be passed in the premises, as to the Court may seem just and Equitable & prays hence to be dismissed &c. –

John T. Worthington

Sub Replication

James H. Gambrill
vs
Henrietta Layman Et al

No 3297 Equity. –

In the Circuit Court for Frederick County in Equity. –

To Joel L. Carty Esq Clerk. –

Enter general replication to the answer of the infant defendants. –

Chas. W. Rob Sol^r for Compl^t

Answer of H. Layman

The answer of Henrietta Layman of Frederick County to the Bill of Complaint of James H. Gambrill filed in the Circuit Court for Frederick County in Equity against her and others. –

This defendant for answer to the said bill, answers and says that she admits that Leonard J. Layman being indebted to the Frederick Town Savings Institution in the sum of thirteen hundred and seventy dollars executed his note for the same with James H. Gambrill & Nicholas Worthington as his securities & to secure the said note which is erroneously stated in the mortgage as a note of one thousand three hundred dollars – the said Leonard J. Layman with your respondent his wife executed to James H Gambrill & Nicholas Worthington the mortgage a copy of which is exhibited in the said Bill. – Your respondent further admits that the said Leonard J. Layman with said Gambrill & Nicholas Worthington as his securities renewed the said note for thirteen hundred & seventy dollars – and that Nicholas Worthington dying – the said Leonard J. Layman & James H Gambrill and John T. Worthington as his sureties again renewed the said note for thirteen hundred & seventy dollars – which note for said sum is the only note held by the said Savings Institution with the same securities – and that said renewal note is the only note due & owing by said Leonard J. Layman to the Frederick Town Savings Institution at the time of his death. – This respondent further admits that James H Gambrill one of the securities on said note since the death of said Leonard J. Layman has paid & satisfied the same. – This respondent further admits that the said Leonard J. Layman died as stated in said Bill – that your respondent has taken out letters of administration on his Estate – and that he left your respondent his widow – and the children named in the Bill all of whom are infants under the age of twenty one years & reside in Frederick County. This respondent is willing that the Court should pass a decree for the sale of the said premises to pay said note secured by the said mortgage and she prays hence to be dismissed. –

Witness David C. Thomas.

Henrietta her + mark Layman

Order to Issue Com^n to take testimony

James H. Gambrill
vs
Henrietta Layman Et al

No 3297 Equity.

In the Circuit Court for Frederick County in Equity.

To Joel L. Carty Esq Clerk.

Issue a commission to William B. Nelson and Robert Wilson Esqr to take testimony in the above cause on part of the complainant. –

Chas. W. Rob Solicitor

Commission

Maryland Sct. The State of Maryland To William B Nelson and Robert Wilson Esqr of Frederick County, Greeting, Be it known, that you are appointed Commissioners to examine Evidences in a cause depending in the Circuit Court for Frederick County as a Court of Equity, between James H. Gambrill Complainant & Henrietta Layman Et al defendants. – You are therefore required having first taken the oath hereunto annexed, and also administered the annexed oath to the person whom you shall appoint as Clerk to attend the execution of this Commission, that at such time and place as to you shall seem Convenient, you cause to come before you all such Evidences as shall be named & produced to you by either the Complainant or defendants; and that you examine them on their Corporal oaths, to be by you administered upon the Holy Evangelys of Almighty