

as his heirs at Law viz. Conrad Her Jacob Her Peter Her Mary Her Barbara intermarried with David Feitz John Her & William Her and left Margaret Her as his widow that Conrad Her petitioned for the benefit of the insolvent Law in 1845 that John Smith of No was appointed his trustee that Jacob Her petitioned in 1842 & Stephen H. Harlan was appointed his trustee that William Her petitioned in 1858 & David Feitz was appointed his trustee that said real estate decyded to & vested in said heirs at Law & the trustees of those who had petitioned as tenants in Common that it will not admit of division amongst those interested without great injury and loss and that it will be for the benefit & advantage of all the parties interested that said land shall be sold by a trustee to be appointed for that purpose & the proceeds of sale distributed among the parties entitled thereto that all of said heirs at Law are adults and that Conrad Her & John Her reside out of the State of Maryland It is thereupon this 18th day of August 1860 ordered that the Complainants by causing a copy of this order to be inserted in some newspaper published in Frederick once in each of four successive weeks before the 23rd day of September 1860 give notice to the said absent defendants of the object & substance of this bill and may then to appear in this Court in person or by Solicitor on or before the 23rd day of December 1860 to answer the premises & show Cause if any they have why a decree ought not to pass as prayed

B. G. Fitzhugh clk of the Circuit Court for Frederick County

Answer The separate answer of David Feitz one of the defendants to the bill of Complaint of Peter Her & others filed against this defendant and others in the Circuit Court for Frederick County sitting as a Court of Equity. This defendant admits all the facts set forth in said bill of Complaint except the insolvent application of said Conrad Her the person of that name petitioning for the benefit of the insolvent Law being another Conrad Her the son of John Her & not the son of Jacob Her dec<sup>d</sup> & this defendant as trustee of William Her is willing a decree shall pass as prayed

David Feitz

Answer The separate answer of Margaret Her one of the defendants to the bill of Complaint of Peter Her & others filed against this defendant & 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 her husband Jacob Her died in December 1859 seized & possessed of the Real Estate specified & decyded in said bill of Complaint leaving this