

defendant as his widow & the children named in said bill of Complaint as his only heirs at Law. This defendant admits all the facts set forth in said bill of Complaint and is willing a deed shall pass for the sale of said Real estate free from the dower claim of this Defendant & agrees to take in lieu thereof such portion of the proceeds of sale as she may be entitled to under the laws of this State.

Witness my hand & seal this 18th day of January 1861
John Tiffenidge
Margaret X Taylor

State of Maryland Frederick County, Md.
I hereby Certify that on the 18th day of January 1861 before me a Justice of the peace for said County personally appeared John Smith of Md & made oath that he is acquainted with the above named Margaret Taylor that she is between seventy five & eighty years of age & that her health is fair for a woman of her age.
N. Mahoney

The Separate answer of John Smith of Md one of the defendants to the bill of Complaint of Peter Herd & 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 he was not appointed executor for the estate of John the said Comra Herd of Jacob now named to the best of this defendants knowledge pretenses by the benefit of this indent law and this defendant having no interest therein prays to be hence discharged with his reasonable Costs.

John Smith of Md.

Decree
Peter Herd Mary Herd others N^o 2943. In the Circuit Court for Frederick County sitting as a Court of Equity January Term 1861
Margaret Herd & others

The defendant Jacob Herd having been duly summoned to appear to the bill of Complaint and having failed to appear thereto. It is thereupon this 30th day of January 1861 by Meadison Wilson Judge of the Circuit Court for Frederick County sitting as a Court of Equity and by the authority of the said Court adjudged ordered & decreed that the Complainant is entitled to relief in the premises. But because it doth not certainly appear to what relief the Complainant is entitled the Standing Commissioner of this Court to take testimony to support the allegations of the bill.
M. Wilson

Comm take

Peter Courts