

Fogle, Rebecca Fogle, Jacob Mer of D. and Susan Mer to the Bill of Complaint of John W. Barwick against them in this Cause exhibited ~

These Defendants in so far as their original answer heretofore filed in this Cause denies that the personal estate of the late John Fogle of Henry, is insufficient to pay the just debts of said John Fogle of Henry, and that the sale of his real estate in said bill mentioned is necessary for that purpose, would, after fuller examination since the filing of the said answer, withdraw their denial of the amounts of said bill, so far as those particular amounts aforesaid; recommend, and would now in this their supplemented amended answer, say and admit that the personal estate of said John Fogle is not sufficient for the payment of the just debts of said Fogle, and that a sale of his real estate mentioned in said Bill is necessary for that purpose, and they hereby consent that the said lands and premises be decreed to be sold for the payment of such debts -

John Ritchie
Solicitor for Defendants

N. 3355 Equity Doctet -

To the Honorable Madison Nelson, Judge of the Circuit Court for Frederick County, sitting as a Court of Equity ~

The Defendants named in the foregoing supplemental amended answer, respectfully pray your Honor for leave to file their foregoing supplemental answer, in the said Cause, to the Bill of Complaint therein, and to withdraw those parts of their Original answer inconsistent therewith ~ And as in duty bound &c.

John Ritchie
Solicitor for Petitioners

Court's Leave to
file Amended Answer

On reading the foregoing Petition and Supplemental Answer, the leave of the said Court is hereby given the aforesaid Defendants, on this 29th day of August 1867, to file their foregoing supplemental answer in said Cause, and to withdraw such declarations and averments in their original answer as are inconsistent therewith ~

Filed July 29th 1867. ~

M. Nelson

Decree

John W. Barwick et al
vs
Nicholas Fogle et al

N. 3355 Equity ~
In the Circuit Court for Frederick County,
sitting as a Court of Equity. ~
July Term 1867 ~

The above Cause standing ready for a hearing, and being submitted, the Bill answer, Exhibits, Supplemental Answer and all other proceedings were by the Court read and considered ~

It is therefore this 29th day of August in the year Eighteen hundred and sixty seven, by the Honorable Madison Nelson, Circuit Judge for the Fourth Judicial Circuit of the State of Maryland, and by the authority of the Circuit Court for Frederick County, as adjudged, Ordered, and decreed, that the land and premises mentioned in these proceedings, be sold and that Nicholas Fogle and John Ritchie of Frederick County, do and they are hereby appointed Trustees to make the said sales, and that the course and manner of their proceedings shall be as follows: They shall first file in the Clerk's Office of this Court a Bond to the State of Maryland executed by them ~

Bond

Exhibit A.