

Answer of John Le Royer to the Bill of Complaint of Samuel Le Royer against him and others in the Circuit Court for Frederick County sitting in Equity Exhibited ~

This Respondent for answer to said Bill of Complaint, admits to be true the several matters, facts and things therein mentioned, and especially that the said Grafton Duwall purchased said land as stated in said Bill, and agreed with the complainant to sell the same to him at the same price and terms, and that the complainant should in fact account for and pay said purchase money to the Executors of Samuel Royer deceased, so as to give to said Duwall no trouble in connection therewith, and that on the final payment of said purchase money and the conveyance by said Executors to him said Duwall of said land, the said Duwall would convey said land to the complainant, and that under said agreement the complainant entered into possession and has continued in possession of said land, and made valuable improvements thereon, and has paid the first payment thereon. And he consents that on the payment of the balance of said purchase money by the complainant, to cancel the notes of said Duwall, and that a decree pass as prayed by said Bill of Complaint ~

Filed February 27th 1869 ~

John Le Royer

(The answer of Defendants should have been recorded here.) See next page ~

Decree

Samuel Le Royer
or
John Le Royer
Columbia H. Duwall
Samuel Grafton Duwall
Edwin S. Duwall
Benjamin H. Duwall &
Arthur Delachmutt

N^o 3443 Equity
In the Circuit Court for Frederick County sitting in Equity. ~

This cause being submitted, the Bill, Answers, testimony and all other proceedings were by the Court read and considered.

It is thereupon this 8th day of March 1869 by the Honorable the Judges of the Circuit Court for Frederick County sitting in Equity, and by the authority of said Court, Adjudged, Ordered and Decreed that the complainant is entitled to the relief prayed. ~ And it is further adjudged, Ordered and Decreed that the complainant Samuel Le Royer account for and pay to the executors of the Last Will and Testament of Samuel Royer deceased the sums of money and interest for which the real Estate and premises in the Bill and proceedings mentioned, were sold to Grafton Duwall deceased, and specified in the notes given by said Duwall in the Bill and proceedings mentioned, and that thereupon the said notes be cancelled and delivered up to the said Executors of said Grafton Duwall, and that upon the payment of the said purchase money and interest in said notes mentioned, the said land and premises in the said Bill and proceedings mentioned be conveyed by a good and valid Deed according to Law to said complainant Samuel Le Royer, and that thenceforth the said Samuel Le Royer hold the same in his own right, as his own property and Estate free, clear and discharged from all claims thereto by the heirs or personal representatives either of the said Samuel Royer or of the said Grafton Duwall, and of each and both of them ~ And it is further adjudged, Ordered and Decreed that John Le Royer be, and he is hereby appointed Trustee to make said Deed, and that upon the payment of the purchase money and interest aforesaid, he convey the said land and premises to the said Samuel Le Royer by a Deed to be executed and acknowledged according to Law. ~

John A. Lynch

Filed March 8th 1869 ~