

Cramer was satisfied; And the said Cramer expressed himself satisfied for your Respondent to proceed and cut timber upon said premises, and gave your Respondent full and entire permission as to do in the presence of Witnesses, and Authorized your Respondent to proceed and cut timber from said land for sale, and to apply the proceeds of the sale of such wood to the payment of the purchase money for said land, which your Respondent did, and the said Cramer received the money for all the wood your Respondent cut from said land over and above what he required for his own use. ~
 Your Respondent further avers that he is abundantly able to pay all the honest debts, and can pay for the said land mentioned, if he is permitted to go on and cut the wood from said land, and apply the proceeds of the same to the payment of the of the purchase money of said land. ~

Your Respondent further denies that the Complainant has given him credit for all the money he has paid for said property, but that the endorsements upon "Exhibit C" will show the amount of money actually received by said Cramer. ~

Your Respondent further says for answer, that he is advised, and does conceive that your Honorable Court, has no jurisdiction to decree a sale of said premises, under the circumstances, but if the Complainant is damaged at all, which this Respondent denies, he has his remedy at law, and not in Equity. ~

In conclusion this Respondent denies that he has violated the terms of said agreement, or that he has done said Cramer any harm or injury whatever, or intends to do him any, or that he is insolvent, and prays the Court to dissolve the injunction in this case, issued to restrain this respondent from cutting the wood upon said premises, and further prays the Court to dismiss the Complainant's Bill, with the costs of these proceedings to be paid by the Complainant.

And your Respondent will ever pray &c ~

Melton G. Womer

Sol^r for Respondent

State of Maryland, Frederick County, Sch.:

On this 12th day of May 1868 before me a Justice of the Peace in and for said County, personally appeared Henry Foglo, and made oath on the Holy Evangelij of Almighty God, that the matters and things stated in the foregoing answer, are true to the best of his knowledge and belief. ~

Filed May 18th 1868 ~

W. R. Johnson

Order for Complainant
To take Testimony

George Cramer

by Henry Foglo

Ch. 3392 Equity -

In the Circuit Court for Frederick County.

Charles Monty, Clerk -

Issue Commission to take testimony in the

above case to standing Commissioners ~

Filed 16th Nov. 1868 ~

Wm. B. Nelson

Sol^r for Complainant

Commissioners Maryland Sch.
To take Testimony

The State of Maryland, To Francis Brongle and John E. R. Wood of Frederick County, Greeting, ~

Be it known, that you are appointed Commissioners to examine Evidence in a cause depending in the Circuit Court for Frederick County as a Court of Equity, between George Cramer Complainant, and Henry Foglo Defendant. ~

You are therefore required having first taken the Oath hereto annexed, and also administered the annexed oath to the persons whom you shall appoint as