

Answer of  
G. W. Harley

The answer of George W. Harley to the Bill of Complaint of Josephus & Henry F. Harley filed in the Circuit Court for Frederick County sitting in Equity against him and others. This respondent for answers to the said Bill says that he admits as alleged in said Bill that the said Otto F. Harley died intestate on or about the 2<sup>nd</sup> day of December in the year 1871 in said County and seized and possessed of the Real Estate described in said Bill, that he further admits as alleged in said Bill that said Otto F. Harley left surviving him a widow by the name of Catharine Harley entitled to dower in said Real Estate and the following children to whom said Lands descended as tenants in common to wit: John F. Harley, Henry F. Harley, Josephus & Harley, Mary married to P. Fuller Willard and this Respondent who are respectively married and reside within and without the State of Maryland as alleged in said Bill. That he further admits as alleged in said Bill that letters of Administration on the Personal Estate of said Otto F. Harley have been granted to said Catharine Harley by the Orphans Court for Frederick County, but further answering this Respondent says that he neither admits nor denies that the Personal Estate of said Otto F. Harley is insufficient for the payment of his creditors as he is not certainly advised of the true amount of said Personal Estate nor of the amount of the just and real indebtedness of said Otto F. Harley and respectfully insists that the allegations of the Bill in these particulars shall be received only upon satisfactory proof. And answering further this Respondent claims that the said Otto F. Harley was indebted to the Complainants Josephus & Harley and Henry F. Harley individually or collectively as alleged in said Bill and set forth in the Exhibits accompanying the same from Exhibit No. 1 to Exhibit No. 13 inclusive. And further says that the said Otto F. Harley in his lifetime never promissed the said Complainants as alleged in said Bill and said Exhibits. And further says that the said Otto F. Harley satisfied and discharged all the said claims of Complainants by payment. And further says that the alleged claims individual and joint of the said Josephus & and Henry F. Harley did not accrue within twelve years before the filing of said Bill. And further says that the alleged claims individual and joint of the said Josephus & and Henry F. Harley did not accrue within three years before the filing of said Bill. And further says that the said Josephus & and Henry F. Harley have embraced among the items of indebtedness charged by them against said Otto F. Harley in said Exhibit No. 12 the amount of indebtedness also charged in Exhibit No. 11. And further says that the said Josephus & and Henry F. Harley are individually and jointly indebted to the said Otto F. Harley and to his Estate in an amount equal to their respective individual and joint claims, for the use and occupation of the Lands of said Otto F. Harley before and since his death and for goods bargained and sold them by said Otto F. and for money lent them by him and also for money had and received by them for the use of said Otto F. Harley and further says that the single Bills and promissory notes Exhibited by said Complainants Josephus & and Henry F. Harley as evidences of the indebtedness of said Otto F. Harley to them individually and jointly were never duly stamped nor the stamps affixed thereon <sup>computed as</sup> duly required by Law and are therefore not admissible in support of the allegations of said Bill or to establish the alleged claims against said Otto F. Harley, and further answering says that he denies that