

marked Exhibit No. 8 and the single Bill marked Exhibit No. 9 were executed by the said Otto F. Harley just a few days before his death, when from extreme age and illness he was not of sound and disposing mind and wanted of sufficient mental capacity to execute a valid deed or contract and that he was while in this condition induced to sign said note and single Bills by the undue influence and importunity of the Complainants and that they are null and void. These Defendants further averring say that the agreement or lease marked Exhibit No. 20 was procured by the fraud of the Complainants that the same was executed by said Otto F. Harley just prior to his death when he was not of sound and disposing mind and not of sufficient mental capacity to execute a valid deed or contract that said Otto F. Harley was induced to sign the same by undue influence exercised over him in his then feeble condition by the Complainants which he was not able to resist that the same was procured when it was morally certain that said Otto F. Harley was about to die and solely with the view of defrauding said Otto F. Harley and the Defendants in case said Otto F. should die of their just shares of his Estate that the consideration mentioned in said agreement is grossly inadequate and that the said agreement is nothing but a gross and staring fraud attempted to be perpetrated upon the Defendants and the said Otto F. during his lifetime and that the same should be declared null and void. These Defendants deny that the personal Estate of said Otto F. Harley is insufficient to pay his debts, These Defendants pray to be dismissed with their reasonable costs.

C. P. Levy  
Sol for P. F. Williams & Wife.

Filed June 14 1873.

General Josephus & Harley  
Replication & Henry F. Harley

No. 3785 Equity.  
Circuit Court for Frederick County.

vs  
Catherine Harley Adm  
of Otto F. Harley & others

vs  
Clerk  
Entered a general replication to answer of P. F. Williams  
and Mary A. Williams his Wife

W. J. Ross  
Solicitor for Complainants

Filed Oct. 11 1873.

Agreement Josephus & Harley  
to issue & Henry F. Harley  
Commissioner

No. 3788 Equity  
Circuit Court for Frederick County.

vs  
Catherine F. Harley Adm  
of Otto F. Harley & others

vs  
We agree that a Commission issue to W. B. Nelson &  
John C. Wood standing Commissioners authorizing  
them or either of them to take testimony in this cause

W. J. Ross  
Solicitor for Complainants  
Jno. Ritchie  
Sol for G. W. F. Harley  
C. P. Levy  
Sol for P. F. Williams & Wife

Filed Oct. 11 1873

Commissioner

Maryland Sol:  
The State of Maryland to William B. Nelson & John C. Wood Esqs of  
Frederick County, Greeting: Be it known that you are appointed Commissioners