

executed this Respondent consented to accept the same on One hundred and Eleven Acres of said Land instead of the whole thereof and he states that said Mortgage was executed and delivered to him simultaneously with the delivery by him of said deed to said Stitely and was given to him the said purchase money which he had advanced to said Trustee as aforesaid and he claims that the same is entitled to be paid and satisfied out of the proceeds of sale of said Land in priority to the said Mortgage of the Complainant. And this Respondent further states that the sale made by this Respondent and reported to your Honorable Court of the said Mortgaged property and mentioned and referred to in said Bill of Complaint was set aside and the purchaser discharged therefrom by the order of your Honors and that this Respondent has re-advertised said property for sale under the power contained in said Mortgage and that he hopes and expects to be able to sell the same on Saturday the 8th day of June and that if he shall succeed in doing so he will by a supplemental answer state the amount for which he shall sell the same, and this Respondent states that he has answered all the material allegations of said Bill of Complaint in respect to which he has personal knowledge and prays to be hence dismissed with his reasonable costs and charges in this behalf wrongfully sustained

Filed June 1st 1872

Wm. P. Mansby
Solicitor for Respondent.

Answer of
Wm Stitely &
Wife

William Stitely, father
vs.
George W. B. Shriver

No. 3748 Equity.
In the Circuit Court for Frederick County sitting in Equity.
To the Honorable the Judges of the Circuit Court
for Frederick County sitting in Equity.

The joint and several answers of William Stitely and Harriet his wife by way of answer to the Bill of Complaint exhibited in this Honorable Court against them say that they admit as true the matters and things charged in the Bill of Complaint so far as they have any knowledge and consent to the passage of a decree as prayed

Filed Aug. 23. 1872.

Wm. P. Mansby Jr
Solicitor for W. Stitely & Wife

Answer of
B. F. M. Hurley

The answer of B. F. M. Hurley Esq to the Bill of Complaint of George W. B. Shriver filed in the Circuit Court for Frederick County as a Court of Equity against himself and others.

This Defendant for answer to said Bill answer and says that he admits the allegations in said Bill contained to be true so far as your Respondent has any knowledge but that since the order of the Court passed in No. 3748 on the 23rd day of April 1872 setting aside the sale made by Nicholas Hoyle Mortgagee to your Respondent he has no further interest in said cause and prays to be hence dismissed with his reasonable costs in this behalf sustained

Filed Aug. 23. 1872.

B. F. M. Hurley.

General Replication

Geo. W. B. Shriver vs Wm. Stitely et al

No. 3748 Equity. In the Cir. Court for Fred. Co. in Equity.
Charles Manly Esq Clerk Answer General Replication