

No. 4512 Equity

Answer of Mary Montgomery

The answer of Mary Montgomery widow of Col. John Montgomery Jr late of Frederick's County decd. to the Bill of Complaint of Robert Sloan and Emily C. Sloan his wife filed in the Circuit Court for Frederick County sitting as a Court of Equity against herself and others

This Respondent for answer to the said Bill of Complaint answers and says that she admits that her husband Col John Montgomery Jr was seized and possessed of the lands in her mentioned and described in said Bill of Complaint and as therein charged. That he was indebted in his life time to the Complainant & others and the same is still due owing and unpaid - That Exhibit No 5 filed with said Bill of Complaint is a true certified copy of said last will and testament of her said husband Col John Montgomery Jr and that the said Col. John Montgomery Jr departed this life as charged in said Bill of Complaint without revoking said last will, and that the same has been duly admitted to probate in the Orphans Court for Frederick County and this respondent also admits that the personal estate of said John Montgomery is wholly insufficient for the payment of his debts

And this Respondent further says that by the terms of the will of the said John Montgomery Jr all his property Real, personal or mixed was devised to your respondent, so long as she shall live after said Testator, and that by the terms of said Will your Respondent has a life Estate in the Lands mentioned and described in said Will. That your Respondent is perfectly willing that a decree shall be passed by your Honorable Court for a sale of said lands provided that after the payment of the costs and expenses of said sale and of this suit. And after the payment of all debts and expenses the residue shall be in- vested by the said Executors named in said will for the use and benefit of your Respondent during her life.

Witness

J. Evans Swall

Filed March 13, 1880.

Mary Montgomery

Answer of John W. Montgomery, James H. Montgomery, John S. Cook, John M. Langley, Charles F. Dixon

The joint and separate answer of John W. Montgomery, and Susan Hunt wife of James H. Montgomery and Ann H. Montgomery his wife John S. Cook and Mary Ann Cook his wife of Frederick's County State of Maryland and of John Ryan and of John Ryan and Caroline Ryan his wife of Montgomery County State of Maryland, and of John W. Langley and Jennett H. Langley his wife and Charles F. Dixon and Joanna Dixon his wife of the State of Pennsylvania, to the Bill of Complaint of Robert Sloan and Emily C. Sloan his wife filed in the Circuit Court for Frederick's County sitting as a Court of Equity against themselves and others.

These respondents for answer to the said Bill of Complaint. Answer and say that they admit that the said John Montgomery Jr was in his life- time seized and possessed of the Lands and premises described in the Exhibits filed with said Bill of Complaint and that Exhibits Nos 1, 3, 4 are true certified Copies of said deeds and the last will of John Montgomery Jr. and that at the time of the death of the said John Montgomery Jr. he held said Land in fee simple and discharged of any encumbrances thereon. And these respondents further admit that said John Montgomery Jr

See to del