

No. 4499 Equity

Nathaniel J. Nelson Mortgage
of Charles Nelson & wife
(vs)
Petitioner

In the Circuit Court for Frederick
County, as a Court of Equity

Answer
of
Christian Neuner

The answer of Christian Neuner to the Petition of Nathaniel Nelson filed in the
above entitled Cause, respectfully represents unto your Honors that it is true that on the 14th
day of June A. D. 1879, the property mentioned in said petition was sold under a power
of sale contained in said mortgage and that the said Nathaniel J. Nelson was the
purchaser thereof and that it has been reported to your Honorable Court for satisfaction
that at the time of said sale there were growing crops upon the said real estate and a-
mong them about forty acres of growing wheat

Further answering this respondent says that he is the owner of said crop of wheat
and that the bill of sale mentioned in said petition was simply intended as a more com-
plete evidence to the public at large of his said ownership and that was executed prior
to the advertisement of said real estate for sale and that this respondent prior to said
sale and, at the time thereof duly notified the petitioner that said crop of wheat was his.

This respondent further answering denies that the petitioner is entitled to said wheat
crop but he asserts that in Equity and justice it belongs to him

This respondent further admits that he has commenced to cut said wheat crop, but he
denies that it is not yet ripe and fit to be cut or that it was designed to in any way injure
said real estate, but he charges that the portion he was cutting and intended to cut is in
good condition for harvesting.

This respondent further answering says it is not true that he is insolvent as alleged
in said petition whilst it is true that his all, consists in personal property but that he
has farming implements and stock and household furniture, and this crop of grain, which
he supposes is worth five hundred dollars at least, and he denies that he is disposing of
all his property and his father's property with the connivance of his father, whilst he ad-
mits that he has sold some little, such as two colts and a steer for which he had no use

This respondent further answering denies that said crops ought to be preserved or cut
by a receiver appointed by your Honorable Court and he insists that there was no need of the
appointment of the same and that there is no Equity in the petitioner's claim

To the end that said receiver may be discharged and injunction issued in this cause be
dissolved, may it please your Honors to pass an order to that effect.

And as in duty bound will ever pray &c

John C. Potter
Sol. for Respondent

Certificate of
Respondent's
Affidant

State of Maryland }
County of Frederick } I do hereby certify that on this 21st day of June A. D. 1879
before the subscriber a Justice of the Peace of the State of Maryland in and for Frederick
County, personally appeared the above named Christian Neuner and duly made oath ac-
cording to law that the matters and things alleged in the above answer are true as therein
set forth.

Taken June 21st 1879

W. M. M. J. P.

Ans. 2200
of
Chas. Neuner

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