

No. 4803 Equity.

Court's Order

The foregoing Petition having been read and considered by the Court. It is thereupon this 28 day of June 1882 by the Circuit Court for Frederick County sitting in Equity and by Authority of said Court adjudged and ordered that Complainant have leave to amend the Bill of Complaint in No. 4803 Equity by erasing the name John Wemmer and substituting Leroy Bruce Wemmer wherever the name of John Wemmer occurs in said Bill of Complaint.

Filed June 28, 1882.

Geo Ritchie

Lavinia Wemmer
at
Charles Wemmer by his
mother & next friend La-
vinia Wemmer

No. 4803 Equity
In Circuit Court for Frederick County
in Equity/.

The answer of Lavinia Wemmer to the Bill of Complaint in this cause exhibited against herself and others.

Answer of Lavinia Wemmer

This Respondent by/ of answer to the Bill of Complaint admits the facts stated in said Bill of Complaint: states that she is the Widow of Charles F. Wemmer mentioned in the Bill, and as such is entitled to dower in the lands mentioned: and she agrees and consents to a sale of the lands in the Bill mentioned free and clear of all claims for dower in her part, agreeing thus upon condition that she shall receive from the proceeds of the sale of said lands such sum in lieu of her dower therein as to the Court may seem right, and this Respondent consents to passage of a decree as prayed.

Filed June 28, 1882.

Wm. P. Maulsby Jr.

The Answer of John L. Jordan Sr and John L. Jordan Jr. of Frederick County Maryland, to the Bill of Complaint of Charles F. Wemmer by Lavinia Wemmer his mother and next friend filed in the Circuit Court for Frederick County in Equity against himself and others.

Answer of John L. Jordan Sr and John L. Jordan Jr.

These Respondents for answer to said Bill of Complaint, answer and say that they admit, that they with a certain Charles F. Wemmer were seized, in fee as tenants in common of the Real estate mentioned in said proceedings, and described in the deeds from John L. Jordan & wife to Charles F. Wemmer and William Graham, and from Charles F. Wemmer & wife to John L. Jordan, and William Graham, and from William Graham & wife to John L. Jordan Sr. and Charles F. Wemmer, and from Dr. G. Conner to John L. Jordan Sr. & others, and from William Graham & wife to John L. Jordan Jr. Exhibited in said proceedings. And these respondents further admit that the said Charles F. Wemmer, died intestate on the second day of June, 1882, leaving a wife Lavinia Wemmer, and two sons Charles F. Wemmer and Leroy Bruce Wemmer, both of whom are infants under the age of twenty one years, and with their said mother reside in Frederick County, and to whom the interest of said Charles F. Wemmer in the lands mentioned in said proceedings descended, as his heirs at Law subject to the dower interest of the said Lavinia Wemmer the widow of the said decedent.

And these Respondents further admit that the said lands mentioned in these proceedings, are not susceptible of partition, and cannot be divided among the parties interested without loss and injury, and they hereby agree that a decree be passed for the sale of said Real estate and the proceeds divided among the parties interested according to their respective interests.

Charles W. Ross
Sol for respondent (Filed June 28, 1882)

John L. Jordan Sr.
J. L. Jordan Jr.