

No. 5042 Equity

of Complaint of George W Wachtel against them and others in this Court Exhibited  
The Defendants admit the matters and things in said Bill alleged and consent  
to the passage of a decree as prayed

Test.

C. B. Gaver.

James H. Michael

per  
James R. Michael

Filed February 16, 1885.

George W Wachtel

vs

Mary A Gaver, widow, Otto J Gaver, et al Executors  
of Joseph Gaver deceased and others

To the Honorable the Judges of said Court:

The Answer of Margaret C. Schaeffer to the Bill of Complaint of George W Wachtel  
against her and others in this Court Exhibited.

No 5042 Equity

In the Circuit Court for

Frederick County

Sitting as a Court of Equity

Answer of  
Margaret C  
Schaeffer

1. This Respondent admits the facts alleged in the 1<sup>st</sup>, 2<sup>d</sup>, 3<sup>d</sup>, 4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup>, 7<sup>th</sup>, 8<sup>th</sup>, 9<sup>th</sup> and  
10<sup>th</sup> paragraphs of said Bill

2. This Respondent further answering says that she holds a mortgage on the  
real estate mentioned in Exhibit No. 1. filed with the Bill for the sum of Two Thousand  
and Two Hundred dollars with interest thereon from the month day of September  
in the year Eighteen hundred and Eighty four a copy of which said mortgage is filed  
with the Bill marked Exhibit No. 9.

3. This Respondent further answering says that she admits that said mortgage is  
due and she assents to a decree for the sale of said real estate on the condition that  
that the amount of her mortgage and all interest now due or to become due thereon  
be paid out of the proceeds of said sale prior to the payment of any other claim  
or claims and prior to any distribution to any other creditor, legatee, devisee or  
heir at law of the said Decedent.

Filed February 16, 1885.

Margaret C. Schaeffer

George W. Wachtel

vs

Mary A Gaver, widow, Otto J Gaver, and others  
Executors of Joseph Gaver dec James H  
Michael & wife and others

To the Honorable the Judges of said Court:

Petition of  
Plaintiff to  
have conside-  
red to one of the  
Executives -

The Petition of George W Wachtel, the Plaintiff in the above entitled Cause, respect-  
fully represents unto your Honors that he has filed a Creditors Bill in this Cause  
and that all the resident defendants have filed their answers consenting to a decree  
for the sale of the lands and premises mentioned in the proceedings in this cause

2. And your Petitioner further represents that the lands mentioned in these proceed-  
ings will certainly be sold when a final decree is reached in this Cause

3. That it would be greatly to the benefit and advantage of all the parties interested  
to have the said real estate sold at once; that the same consists in the main of a farm  
of about one hundred and twenty four acres which is left without anyone to manage  
and conduct it pending the obtaining of a final decree and that in the mean time the same  
is likely to depreciate in value by reason of having no one specially to look after it.

4. That this season of the year is especially favorable to a sale and the farm will  
sell to a better advantage if sold now than to wait the time of the final decree

5. That all the parties are now before the Court except Jeremiah L Gaver who is a-

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In the Circuit Court for

Frederick County

Sitting as a Court of

Equity

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