No 4966 Equity

James Baker ---
vs
John Baker et al

No. 4966 Equity
In Circuit Court for Frederick County in Equity.

To The Honorable the Judges of the Circuit Court for Frederick County in Equity — The Joint and Several Answers of John Baker and Ann Baker his wife to the Bill of Complaint against them & Others in this Court by James Baker Exhibited —

Answer of John Baker & Wife

The Respondents by way of Answer, Answering say: That they admit the existence of the debt and the Existence of the debt and the Execution of the Mortgage as in the Bill charged; that they & each of them admit that the said John Baker has almost wholly spent the Personal Property and has allowed the Real Estate to fall into great unrepair and has wasted the Same and that they and each of them are willing that a Decree shall pass as prayed in said Bill of Complaint.

L Upshur Dennis
Solicitor for Respondents.

James Baker ---
vs
John Baker et al

No 4966 Equity
In the Circuit Court for Frederick County, in Equity

To the Honorable the Judges of the Circuit Court for Frederick County as a Court of Equity

The Answer of Louis F Dietrick to the Bill of Complaint of James Baker against him and others in this Court exhibited — This Respondent answering says

Petition of Louis F. Dietrick

1st That he admits that John Baker and Ann Baker his wife executed the instrument of writing purporting to be a mortgage to the Complainant, a copy of which is filed as Exhibit A. in this Case, but he states that said John Baker was indebted to the Complainant for the amount mentioned in said mortgage, or for any other amount and he charges that said paper was executed to hinder, delay and defraud this Respondent and other creditors of said John Baker

2nd That by the Terms of said Instrument of writing payment of the same was not capable of being enforced until after the death of said John Baker and one of the pieces of Property described in said paper writing the said John Baker only only have a life estate in and this Respondent obtained judgment against said John Baker, only have a life estate in, and this Respondent obtained judgment against said John Baker as alleged in said Bill in the Circuit Court for Frederick County on the 26th of September A.D 1883 for the sum of $289.15 interest from date and Costs a certified copy whereof is filed herewith marked Exhibit No 1 to answer of Louis F. Dietrick, and which said Judgment is a lien upon all the Real Estate of said John Baker in Frederick County and is a better and more valid lien upon said tract of land in which said John Baker has a life estate than the alleged Mortgage of the Complainant, even if the consideration mentioned in said Mortgage had been true and bona fide —

Exhibit No 1 to Answer of Louis F. Dietrick

3rd This Respondent admits that said John Baker is the father of Complainant and is a very aged man and was very aged at the time of the execution of said alleged Mortgage

Answer of Ogburn & Co

4th That while this Respondent has no Personal Knowledge as to