

No 5123 Equity

Heretofore you not, as you will answer the contrary at your peril

Witness the Honorable John Ritchie, Chief Judge, of the said Court, the Second day of November A.D. 1885.

Given the 17th day of November A.D. 1885 Adolphus Fearhake for Clerk.

Endorsed - I read, and I certify that a copy of said Supona was left with Evan Trail, the father of said Infant George W. Groves - Sheriff

Fredrick Kohlhafe + Sarah E Kohlhafe, his wife.

Justus Martin Charles Kohlhafe + Ella J Kohlhafe, his wife, and others -

No 5123 Equity In the Circuit Court for Frederick County, sitting as a Court of Equity

The defendants Lyceus Warfield, and Hannah Warfield, his wife, for this joint and separate answer to the Bill of complaint filed against them in this cause, says -

Answer of Lyceus + Hannah Warfield

1. They admit that the Jane Kohlhafe mentioned in said Bill, and seized and possessed of Valuable real estate, situate in said Frederick County as alleged in the first paragraph of said Bill.

2. They admit that the names, ages, and residences of the several heirs-at-law of the said Jane Kohlhafe are correctly set forth in the 2nd and 3rd paragraphs of said Bill.

3. They admit that the said real estate is not susceptible of division among the heirs at law without great loss and injury, and that it would be to the benefit and advantage of all, especially the Infants, to have the same sold and the proceeds divided among the heirs, as alleged in the 4th paragraph of said Bill.

4. That for many years prior to the death of the said Jane Kohlhafe, the defendant Hannah Warfield, was the only one of the children who remained at home with her mother and rendered her support and assistance; that the other children married and left home many years before their mother's death; that said Hannah remained single for a long time after attaining the age of twenty-one years, and that when she did marry, and for a long time thereafter she remained at home with her mother rendering her assistance and taking care of her in the time of her age and infirmity; that their services were greatly over and above what were rendered by and of the other children; that at the time they were rendered the said Hannah, designed to make, or charged for such services, and there was an expectation on part of the said Jane Kohlhafe to pay for the same.

5. That the said Jane Kohlhafe at the time of her death was indebted unto the said Hannah Warfield in the sum of five hundred dollars -

6. That they are willing for a decree to be passed as prayed in said Bill provided the claim of the said Hannah Warfield be allowed out of the proceeds of sale - Frank C. Howard, Atty for Lyceus + Hannah Warfield

Replicatio Fredrick + wife

Petition Court appointed to answer