No. 5229 Equity

Answer

The joint and separate answer of Mary Catherine Kunkel, Amelia Frances Kunkel of Frederick County Maryland and Barbara Ann Hogg of the City of Baltimore State aforesaid, to the Bill of Complaint of Aubrey Pearre James M Fisher and Edward V. Short partners, trading under the name style and firm of Pearre Brothers & Co and the Amended Bill filed in the Circuit Court for Frederick County as a Court of Equity against themselves and others.

These respondents for themselves and each of them for answer to the various charges and allegations in said Bill contained, say—

That as far as they have knowledge they admit to be true the various charges and allegations in said Bill contained, that the said John B. Kunkel was in his life time and at the time of his death, indebted to the Complainants and other Creditors, who have come in and filed their Claims and that the personal estate is wholly insufficient for the payment of his debts.

2. These respondents admit that the said John B. Kunkel at the time of his death, was seized and possessed of the lands mentioned and described in the Bill of Complaint and that the Exhibits therewith filed & other Exhibits to be filed Contain a true description of the said lands.

3. These respondents further represent that the charges and allegations contained in said Bill of Complaint and in the Amended Bill of Complaint, stating and charging that by the last will of their deceased father John Kunkel, that the lands therein devised to said John B. Kunkel and Jacob M Kunkel were charged with the several and respective sums of money to be paid annually by your respondents are true as therein stated and that Exhibit No 2 is a true certified Copy of the last will of said John Kunkel dec.

And these respondents further state that while they have no objection to the passage of a decree by your Honorable Court for the sale of said real estate for the payment of the debts of the said deceased, they pray your Honorable Court in the passage of such decree to decree the sale of the said lands subject to the annual charge to be paid by your respondents, they objecting to any sale of said lands and tenements unless the sale of the same is subject to the payment of such annual charges

Charles W. Rowe
Attorney for respondents

Filed Dec 22. 1887

Answer

The Answer of Mrs. Ann Eleggett of Frederick County State of Maryland to the Bill of Complaint of Aubrey Pearre James M Fisher and Edward V. Short partners trading as Pearre Brothers & Co. and also to the Amended Bill of Complaint filed in the Circuit Court for Frederick County sitting as a Court of Equity against herself and others.

This Defendant for answer to the said Bill of Complaint answers and says that she admits the matters and things charged in said Bill of Complaint