No. 5588 Equity

Answer

The Answer of Thos. W. Fisher, Committee of H. Lizzie S. Farr, who is non compos mentis, to the bill of Complaint of Wilbur H. Duvall and others filed against this defendant and others in the Circuit Court for Frederick County sitting as a Court of Equity:—

This respondent says for answer he admits that as Committee of Mrs. H. Lizzie S. Farr, who is non compos mentis, he holds a Mortgage upon the real estate of which Benj. W. Duvall, late of Frederick County, died seized and possessed, to secure the sum of two thousand dollars and interest, and he is willing for said real estate to be sold free and clear of said Mortgage Claim, as prayed. Provided said Mortgage debt with interest to the time of payment is fully paid out of the proceeds of sale.

Thos. W. Fisher

Filed August 30. 1889.

Answer of Guardian

Answer

The joint and separate answer of Thos. W. Fisher and Annie W. Fisher to the bill of complaint of Wilbur H. Duvall & others filed against these defendants and others in the Circuit Court for Frederick County sitting in Equity:

These defendants say for answer they admit that Benj. W. Duvall and wife Executed a Mortgage upon the 4th day of November A.D. 1878, to John F. Simmons, H. Lizzie S. Farr and the respondent Annie W. Fisher, to secure the payment of the sum of two thousand dollars as in said Mortgage is specified: that said John F. Simmons is dead and upon his death said Mortgage became due to said H. Lizzie S. Farr and Annie W. Fisher and the respondent Annie W Fisher has since transferred all of her interest in said Mortgage to Thos. W. Fisher Committee of said H. Lizzie S. Farr and the whole of said Mortgage is now due and payable to said Thos. W. Fisher Committee

General Replication

Thos. W. Fisher
Annie W. Fisher

Filed Aug. 30. 1889.

Agreement

We the undersigned, children and heirs at law of Benjamin W. Duvall late of Frederick County deceased, do hereby agree that Wilbur H. Duvall I. ——

Order appointing Guardian ad

Petition

Wilbur H. Duvall & others	}	No. 5588 Equity. In the Circuit Court for Frederick County.
Margaret E. Duvall & others	}	

To the Honorable the Judges of said Court.

The Plaintiffs in the above cause respectfully pray that a guardian ad litem may be appointed in the above case for Margaret E. Duvall, Cordelia Duvall and Sarah R. Duvall, the infant defendants, who have been returned summoned.

Milton G. Urner
Solicitor

Upon the foregoing petition, it is ordered by the Court this 30th day of September A.D. 1889, that Joseph W. Gaver be and he is hereby appointed Guardian ad litem for Margaret E. Duvall