No. 6183 Equity

The Answer of Charles W. Ross Trustee, to the bill of Complaint filed in this cause.
This respondent answering says that he admits the several charges and allegations contained in said bill and consents to the passage of a decree as prayed, provided the proceeds of sale are distributed among the creditors of the said Lightner in accordance with their priority.

Charles W. Ross.
Trustee.

Filed December 23rd 1893.

Petition &c

Petition of Plaintiffs & Court Order dismissing E.W. Galloway as a party defendant

Charles V. S. Levy and John S. Newman Receivers of Wilcoxon & Markey —
vs.
Fahnstock Lightner et. al

No. 6183 Equity
In the Circuit Court for Frederick County in Equity.

To the Honorable the Judges of said Court,
The petition of Charles V. S. Levy and John S. Newman Receivers of Wilcoxon & Markey, plaintiffs in this cause, respectfully represents.
1. That when the bill was filed in this cause they made a certain E.W. Galloway who is a non-resident of Maryland, a party to this suit because he had a judgment of record which was a lien on the property described in the proceedings in this cause if the proceeds of sale should be sufficient to pay the same or any part thereof and he was a necessary party in order to give good title to the property under any sale to be made by decree of your Honorable Court.
2nd That since the filing of the Bill the said Judgment of E.W. Galloway has been entered paid and satisfied and he is no longer a proper or necessary party to the proceedings in this cause and his retention as a party would add unnecessary Costs of publication, and your petitioners file herewith a Certified Copy showing satisfaction of said Judgment marked Exhibit A. to petition of plaintiff.
Plaintiff pray that said E.W. Galloway may be dismissed as a party defendant and for such further relief as is necessary — And as in duty &c.

C. V. S. Levy
for self and John S. Newman Receivers

November Term 1893.
Ordered this 29th day of December A.D. 1893. by the Circuit Court for Frederick County as a Court of Equity and by the Authority thereof that the prayer of the foregoing petition be granted and that E.W. Galloway be and is hereby dismissed as a party defendant in this Cause.

John A. Lynch
Judge of Cir. Court

Filed December 30th 1893.