

No. 6117 Equity

State of Maryland Frederick County In-wit:-
I hereby Certify that the foregoing is a true Copy of the last will and testament of William H. Warner late of Frederick County deceased, as filed in the office of the Register of wills for Frederick County and duly recorded in Liber J. P. P. # 2 Folio 441 one of the books for recording wills in the office of the Register of wills for Frederick County aforesaid.
In testimony whereof I hereunto subscribe my name and affix the seal of the Orphans Court of said County this 10th day of May A.D. 1893
Jest James H. Waters,
Register of wills,

Filed May 10th 1893 -
Exhibit 6th

Answer of Defendants.

Answer of Defendants
Henry C. Nicodemus and
Alice M. Nicodemus

No. 6117 Equity
In the Circuit Court for Frederick County
sitting as a Court of Equity.

Rachael Warner
Josephus Burnes

To the Honorable the Judges of the Circuit Court for Frederick County in Equity

The joint and several answers of the different defendants in the above entitled cause respectfully shew:-

- 1st These defendants admit the allegations in the 1st, 2nd, 3rd, 5th paragraph of said Bill.
- 2nd Answering the fourth paragraph of said Bill these defendants affirm and aver that said will does contain a sufficient power of sale and that said George D. Morris Executor under said will has sufficient power under the present terms of said will to execute the trust therein provided.
- 3rd That these defendants consent to the passage of a decree for the sale of said real Estate providing the Court shall find that said will does not contain a sufficient power for the Executor George D. Morris to sell the same.

Frank D. Stover
Sol for Defts

Filed June 7th 1893

Decree.

Decree

Henry C. Nicodemus and
wife
Rachael Warner and
others

No. 6117 Equity
In the Circuit Court for Frederick County, sitting as a Court of Equity
Term 1893.

The above cause standing ready for a hearing, and being submitted, the Bill, Answers, Exhibits and all other proceedings were by the Court read and considered and the Court being of the opinion that there is no one empowered to sell the property mentioned in the last will of William H. Warner deceased.

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