No. 6448. Equity.

and Ruth Marlow his wife, of the County of Butler, State of Kansas. Thomas J. Marlow, and Laura Genevieve Marlow, of the City of Wichita, State of Kansas, William Wallace McIlhany, and Sophia Florence McIlhany his wife, Richard H. Lee, and Eliza Blanch Lee his wife, and Minnie Martin Marlow, of the City of Chicago, State of Illinois, to the Bill of Complaint filed in the above entitled Cause.

These respondents for answer to the various Charges and allegations contained and fully set forth in the respective paragraphs of said Bill answer and say.

1st. That they and each of them admit that Mrs. Ann Claggett who was formerly a resident of Frederick County, State of Maryland, was, in her lifetime seized in fee of various pieces, parcels and parts of tracts of land, situate in Frederick County, State of Maryland, containing in the aggregate something over Seven hundred acres of land, and to which she obtained title in the mode and manner specifically set forth in the first, second and third paragraphs of said Bill, and that the exhibits therewith filed are true Copies of said will and Conveyances.

2nd. And these respondents further admit that the said Ann Claggett died in the month of June in the year Eighteen hundred and Ninety five, and that she disposed of her estate, to her nieces and nephews and to the children of deceased nephew and niece as stated and set forth in said Bill of Complaint, and respondents further admit that Mary P. Maddox and Laura E. Gray, two of the nieces of said testatrix died since said testatrix, the said Mary P. Maddox leaving children as stated in said Bill, and the said Laura E. Gray died without children but testate and devised and bequeathed her property in accordance with the provisions of her will, of which exhibit No. 8 to said Bill is a true Copy, that Violetta Marlow another of said nieces died some years since prior to the death of said testatrix, but since the execution of her said will, leaving your respondents as her Children and only heirs at law, other than the said T. Hawkins Duvall, and to whom the interest devised by the provisions of said will to their mother Violetta Marlow, descended, according to the laws of the state of Maryland the same as if said legatee had survived said testatrix and died intestate, as is fully set forth in the fourth paragraph of said Bill.

3rd. And these respondents admit that they, together with the plaintiffs in said cause are seized and possessed, as tenants in common, in unequal proportions of the lands and premises devised by the will of the said Ann Claggett; that the same cannot be divided among the parties thereto being the parties, plaintiffs and defendants to this Cause without loss and injury and that it would be to the interest of all Concerned that a sale of the same be made under the decree of your Honorable Court, and the proceeds divided according to the provisions of the will of the said Ann Claggett, and we the defendants do hereby admit all the allegations and Charges Contained in said Bill and in the various paragraphs thereof to be true as therein stated and charged and we do hereby consent and agree to the passage of a decree by your Honorable Court for the