No. 6511 Equity.

Answer of M. F. McAleer

To the Honorable the Judges of said Court:-

The answer of Michael F. McAleer, the defendant in the above entitled, to the Bill of Complaint filed in above cause, respectfully shows unto your Honors:-

1st Your respondent neither admits nor denies the allegations contained in the 1st Para. of the Bill of complaint but leaves the plaintiffs to their proof.

2nd. Your respondent neither admits nor denies the allegations contained in the 2nd Para. of said bill, except the allegations as to the assignment by Christian Myers and Theodore C. Zimmerman to said Mary A. McAleer and as to this allegation your respondent utterly denies that the same is valid, but says and avers, that said assignment is without consideration on her part, or money paid by her.

3rd Your respondent denies the allegation contained in the 3rd Para of said Bill.

4th Your respondent neither admits nor denies the allegations contained in the 1st and 2nd Sub sections of Para. 4 but leaves the plaintiff to their proof.

5th Your respondent denies the allegation contained in the 5th Para. are true as therein set forth, but alleges and averes charges that the mortgage therein mentioned is a fraud, without consideration

6th Your respondent neither admits nor denies the allegations contained in the 6th Para. of said Bill but leaves the Plaintiffs to their proof.

Your respondent further answering said bill avers that the alleged assignment from Messrs Christian Myers and Theodore C. Zimmerman to said Mary A. McAleer of said mortgage was without consideration on her part, or money paid by her, but said money was the property of him and procured by him the said Hugh McAleer Jr to be so made to her, and she is not a bona fide or holder thereof or entitled to sue thereon or invoke the jurisdiction of this court for the foreclosure thereof.

And your respondent further answering said Bill avers that the purported assignment in December 1895. by the said Hugh McAleer Jr. to the said Mary A. McAleer of the mortgage as described in said bill to Mary A. McAleer is a fraud without foundation and consideration.