

Three Hundred Dollars (\$300), being a part of the purchase price of said land, the said sum being advanced to Jacob Dusing to pay for the same.

Holden S. Felton

D. Princeton Buckey

Solicitors for Ella Schroyer and John Schroyer her husband.

Filed June 26-1915.

Jessie Dusing et al.

vs.

Sophronia Stockett.

"
"
"
"
"
"

No. 9323 Equity.

In the Circuit Court for

Frederick County

-----0-----

To the Honorable, the Judges of said Court:-

The joint and several answers of Sophronia Stockett, called in the Bill of Complaint Sopheania Stockett, Nannie Ahalt and George Ahalt her husband, Sadie C. Roe and Harvey Roe her husband, to the Bill of Complaint filed in this cause, respectfully shows unto your Honors;

1. That they admit the matters and things alleged in Paragraph one of the bill of Complaint.
2. These defendants deny the matters and things set forth in the second paragraph, and they state that the said Malinda Dusing was never seize, of the said tract of land containing 18-1/4 acres more or less described in a deed from John Gladhill and wife to Jacob Dusing, which is dated September 27, 1853, and recorded in Liber E.S. "4, folio 482, one of the Land Records for Frederick County.
3. These defendant deny the matters and things set forth in the third paragraph of said Bill of Complaint and say that the said tract of 18-1/4 acres of land was purchased of a certain Simon C. Simmons from Joseph M. Ebberts, Sheriff, by deed dated July 17th, 1861, as shown in "Exhibit B", for the sole use and benefit of the said Jacob Dusing, and that the said Jacob Dusing paid the said Simon C. Simmons in full for said Land, but that the deed for same was never received by the said Jacob Dusing, although it was the intention of the said Simon C. Simmons that the deed for same was to be executed and delivered to the said Jacob Dusing. These respondents further say that they have no knowledge of any deed to the said Malinda Dusing for said real estate.
4. These defendants admit the matters and things stated in the fourth paragraph of the Bill of Complaint.
5. These respondents admit that the heirs at law of the said Malinda Dusing, as owner of the real estate mentioned in "Exhibit A. are unable to agree as to the disposition of the said real estate;- These respondents deny that the heirs at law of Malinda Dusing mentioned in the fifth paragraph of said Bill of Complaint are the owners of the real estate mentioned in "Exhibit B" and state they the same has been conveyed to the said Sophronia Stockett, by a deed from the said Jacob Dusing, as hereinafter set forth;-
6. These Respondants admit that the real estate mentioned in "Exhibit A". is not susceptible of division among the parties entitled thereto and admit that it would be to the interest and advantage of all of the parties to this cause to have the same sold by a Trustee to be appointed by you Honorable Court and the proceeds divided among the parties properly entitled thereto.
7. And further answering the said Bill of Complaint, these Respondants state that the said Jacob Dusing was the absolute owner of the aforesaid tract of land of 18-1/4 acres more or less, that he had resided thereon and held possession of the same which said possession was adverse and continuous, and visible and notorious for more than twenty years after the death of the said Malinda Dusing, and in fact every since the same was sold by Joseph M. Ebberts Sheriff to Simon C. Simmons by deed dated July 17th, 1861, and until the first day of March 1911, when he the said Jacob Dusing sold and conveyed the said real estate unto the said Sophronia Stockett, by a deed of said date which has been duly reported recorded in the Land Records for Frederick County, Maryland in Liber H. W.B. No. 294, folio 548, a certified copy of which is filed herewith, marked "Exhibit Deed Sophronia Stockett" and prayed to be taken as a part hereof.

And havink thus answered fullay and at large, your Respondents pray to be hence dismissed with their reasonable costs:- And as in duty ste etc.,
Filed Aug, 10th, 1915.

Smith & Smith
Solicitors for Respondents:-