

The defendant's are required to file their answer's or other defense in the Clerk's office within fifteen days after the return day mentioned above, but the personal attendance of the defendant's at Court on the return day is not required.

Summoned Clara Leatherman and a copy of the process left with the defendant, non est to Foster Leatherman.

Thomas F. McNulty  
Sheriff.

(Filed May 1, 1922)

IN THE CIRCUIT COURT FOR FREDERICK COUNTY.

Flora E. Leatherman et al.	"	
	"	
Vs.	"	No. 10527 Equity.
	"	
John D. Horine, et al.	"	

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TO THE HONORABLE, THE JUDGES OF SAID COURT;

The answer of Floyd Leatherman and Annie K. Leatherman his wife, and Foster Leatherman and Clara Leatherman, his wife, individually, and Foster and Floyd Leatherman, two of the Executors of the last will and testament of John W. Leatherman, deceased, respectfully represent;

1. These respondents admit the allegations contained in the first, second, third and fourth paragraphs of the bill of complaint filed against them and others, in this cause.
2. That they admit the allegations in the fifth paragraph of said bill in so far as they pertain to the execution of the agreement of sales etc., but deny that said agreement is null and void, and on the contrary aver that the said contract and agreement is in writing and signed by all the parties and is valid and binding on all the parties thereto, and that the delay or omission to consummate said sale of the first day of April was caused by the inability of Foster Leatherman, a resident of Baltimore City, to be present on that day, and that some time after the first of April all the parties met and agreed that the proceedings should be filed in the Orphans Court for the approval, by the Court, of the sale.
3. That these respondents deny all the material allegations contained in the sixth and seventh paragraphs of said bill of complaint.
4. And further answering said bill of complaint these respondents say that the complainant is without interest in the subject matter of this suit.
5. That this Court is without jurisdiction in the premises, and the complainant having agreed to said sale and entered into the contract for the sale, upon the faith of which your respondent, Floyd Leatherman, made valuable improvements on said farm and that it would be grossly inequitable to allow the complainant to withdraw her consent to such sale. Wherefore your respondents pray to be hence dismissed with their reasonable costs.

(Filed May 15, 1922)

H. K. DeLauter.  
Solicitor for Respondents.

Flora E. Leatherman, Widow and Life-tenant under the Will of John W. Leatherman, deceased.	"	
	"	No. 10527 Equity.
	"	
Vs.	"	In the Circuit Court for
	"	Frederick County
John D. Horine et al and Floyd Leatherman and Foster Leatherman and Ethel E. Leatherman, now Ethel E. Horine Executors and Executrix of the last Will and Testament of John W. Leatherman, deceased.	"	IN EQUITY.
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