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That in answering the 10th paragraph of the Bill, this Respondent says, that whilst she admits the drought that existed in the summer of 1930, but she denies that the apple crop, (which was a tremendous yield) if it were properly marketed, and that the income therefrom for 1930, or any other year since the Plaintiff assumed the entire control and management thereof, was little in excess of the expenses of operating the same, but demands full proof thereof, by an itemized statement, in writing, of the Plaintiff for the years, and each of the years, 1923, 1924, 1925, 1926, 1927, 1928, 1929 and 1930, with a full and complete account of produce, apples and peaches sold from said land and to whom sold, and also an itemized statement for said years and each of them, for all expenditures and disbursements made by the Plaiff and to whom, and to present proper receipts and vouchers showing the same.

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That in answering paragraph No. 12 of said Bill, this Respondent admits that at the time of the filing thereof in your Honorable Court, that part of the peach crop was gathered and partly sold, but that since said time the whole peach crop has been gathered and sold by the Plaintiff, and that a large apple crop was gathered in the fall of 1930 and sold by the Plaintiff, or are in his possession or control, and that he has not accounted for either of said crops, or any produce sold by him, to this Respondent, nor has he paid her any of the moneys except as aforesaid received for the same, although she has repeatedly requested him to do so, but he has refused and still refuses and has ignored her and her counsel's frequent demands.

And further answering said Bill of Complaint, this Respondent says, that it is not at this time imperative or necessary for the appointment of any Receiver, if the Plaintiff N. Charles Graybill will file an itemized account in your Honorable Court of the receipts and disbursements made by him, as hereinbefore mentioned, which your Respondent, for herself and as Guardian for her said infant children, prays your Honors to compel the said N. Charles Graybill so to do in these proceedings, before granting a decree for the sale of said lands, so that your Honorable Court may determine the rights and equity of the parties to this cause, by such decree as may be passed therein.

Respectfully submitted,

D. Princeton Buckey

Solicitor for Cora B. Guyton.

(Filed January 17, 1931)

PETITION AND ORDER FOR DECREE PRO CONFESSO AND TO TAKE TESTIMONY.

IN THE CIRCUIT COURT FOR FREDERICK COUNTY.
IN EQUITY.

N. CHARLES GRAYBILL	"	
	"	
vs.	"	No. 12,129 Equity.
	"	
GEORGE W. HULL, et al.	"	
	"	

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TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of N. Charles Graybill, the complainant in the above cause, respectfully represents:

1. That he filed his bill of complaint in the above cause and that the parties including George W. Hull and Martha R. Hull, his wife, were duly summoned to appear in this Court on the first Monday of October, 1930.

2. That George W. Hull, one of said defendants, departed this life, on or about the _____ day of December, 1930, leaving a last will and testament, a certified of which is herewith filed and marked "Ex. A".