

A N S W E R.

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, IN EQUITY.

EMORY L. COBLENTZ,	:	
	:	
vs.	:	No. 12,587 Equity.
	:	
MOLLIE B. KELLER, widow, et al.	:	

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TO THE HONORABLE, THE JUDGES OF SAID COURT:

The joint and several answer of Mollie B. Keller, Anita Keller Gill, William T. Gill, Jr., J. Elwood Keller, Marjorie Keller, Ezra Olin Keller and Percy H. Keller, seven of the defendants in the above entitled cause, for answer to the bill of complaint filed against them and others, respectfully represents:

1. That these respondents admit the allegations contained in the first paragraph of said bill of complaint.
2. That these respondents admit that they are the owners of the equitable title to the real estate mentioned in these proceedings, as alleged in the second paragraph of said bill of complaint, and aver that they are the owners of the legal title also.
3. That these respondents deny all of the material allegations contained in the third, fourth and fifth paragraphs of said bill of complaint.
4. That they neither admit nor deny the allegations contained in the sixth paragraph of said bill of complaint.
5. That these respondents deny that the officers of the Middletown Improvement Association of Frederick County, Maryland, were cognizant of the circumstances surrounding the execution of the original deed, as alleged in this bill of complaint, and on the contrary these respondents aver that some of them have been advised by the officers of the then existing corporation, that the deed, executed and delivered by said Association, granted and conveyed said real estate to John D. Keller, and not to Emory L. Coblentz, as alleged in this bill of complaint. And further answering said paragraph these respondents say that the said Middletown Improvement Association of Frederick County, Maryland, has long since been dissolved and could not execute the deed as a duplicate of the said original deed, as alleged in said paragraph, number seven.
6. That they neither admit nor deny the allegations contained in the eighth paragraph of said bill of complaint.
7. That they deny all the material allegations contained in the ninth and tenth paragraphs of said bill of complaint.
8. And further answering said bill of complaint, these respondents say that they deny the existence of any agreement to create a trust as alleged in said bill of complaint and in "Exhibit A", to said bill of complaint, either orally or in writing, and that there is no allegation of any agreement in writing sufficient to satisfy the requirements of the Statute of Frauds, in the creation of a trust.
9. And further answering said bill of complaint, these respondents say that if the complainant ever had any rights in the premises, they have been long since barred by laches and limitations.

And having fully answered said bill of complaint, these respondents pray that they may be hence dismissed with their reasonable costs.

H. K. DeLauter
Solicitor for Respondents.

(Filed February 9, 1933)

T E S T I M O N Y.

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