fact bought it for the joint account of himself & the defendant Morris, and that they afterwards, on the ratification of the sale paid the purchase money & by the direction of defendant Jones, the said Trustee after said payment conveyed the said lot to these defendants as tenants in common. These defendants further say, that altho all the mortgaged property has been sold & the net proceeds, applied to the payment of the mortgage debt under the direction of this court, yet that the said net proceeds are wholly insufficient to pay and satisfy the said debt & that there is a large balance still unpaid, as will appear by the auditors Report & proceedings in said cause in Equity. These defendants further answering say that they know nothing of the alleged agreements & intentions of said complainant & others in relation to the aforementioned proceedings in the Orphans Court of Baltimore County or of any thereof, as charged in said bill & neither these defendants ever heard thereof before. And these defendants deny that said complainant is entitled to have said lot conveyed to her, & they pray that they may be hence dismissed with their costs in this behalf most wrongfully sustained & &c as in duty &c.—

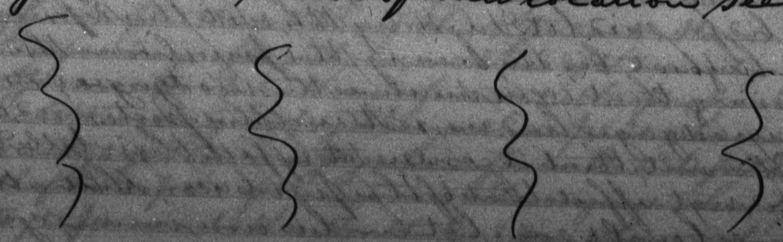
John I. Lloyd, for deft.

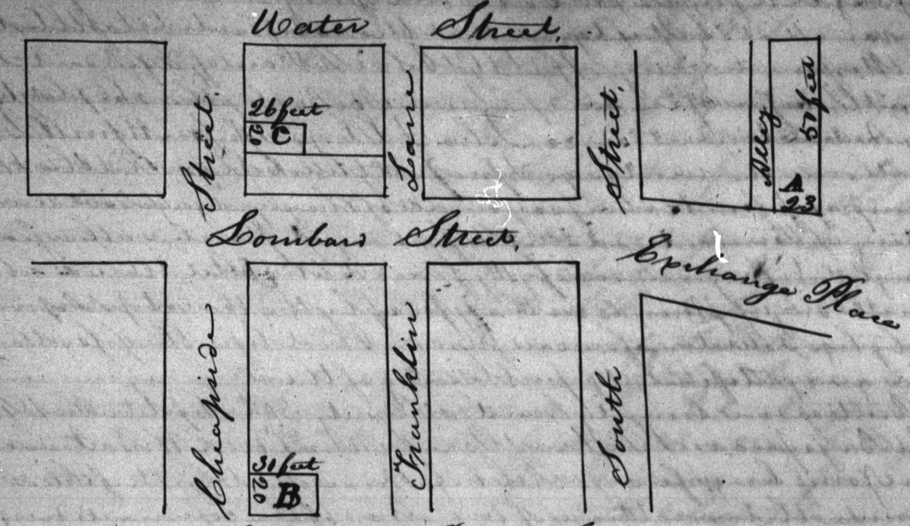
State of Pennsylvania, City of Philadelphia ss. Be it remembered that on this day before the subscriber a Notary Public of the State of Pennsylvania residing in the City of Philadelphia aforesaid, duly commissioned and qualified personally appeared the within named defendants, Israel Morris & Jacob Paul Jones each of whom being conscienciously scrupulous of taking an oath, did severally, solemnly declare & affirm according to law, that the matters and things set forth & stated in the aforegoing answer are true to the best of their respective information knowledge & belief.— In Testimony whereof, I the said Notary Public have hereto set my hand & affixed my Notarial (Seal) (Plane) seal this first day of November 1844.—

S. Badger Notary Public.—

The Exhibit referred to in the aforegoing answer is in form following to wit (Copy) The title of three parcels of property situate in the City of Baltimore and described in a mortgage from William Norris & Mary Ann his wife and Rachel Heide to Israel Morris and Jacob Paul Jones of Philadelphia, dated the 16th day of June inst and this day lodged for record in the office of the Clerk of Baltimore County, was carefully examined by us, and found to be satisfactory.—

We give below a sketch of their location see A. B. C.—





(Signed) B. & N. Spurrier, conveyancers, &c.—
Batt. June 21st 1842.—

And afterwards, and during the Term aforesaid, to wit on the eighteenth day of November in the year last aforesaid, the said complainant by her solicitor aforesaid, filed in Court here the following replication to wit,

Eliza Baynard, vs. Israel Morris, Jacob Paul Jones, Wm. Norris & his wife Mary Ann Norris & Rachel Heide, respondent.

In Baltimore County Court, In Equity.— To the Honorable the Judges of Baltimore County Court, In Equity.— The replication of Eliza Baynard complainant to the answer of Israel Morris and Jacob Paul Jones respondents, and to the answer of Rachel Heide respondent, this repliant saving and reserving to herself all and all manner of advantage of exception, which may be had and taken to the manifest errors uncertainties and insufficiencies of the answers of said defendants, for replication thereunto saith, that she doth and will aver, maintain and prove her said bill to be true, certain and sufficient in law to be answered unto by the said defendents, and that the answers are very uncertain, evasive and insufficient in the law to be replied unto by the repliant, without that, that any other matter or thing in the said answers contained, material or effectual in the law to be replied unto and herein, and hereby, well and sufficiently replied unto, confessed or avoided, traversed or denied, is true, all which matters and things this repliant is ready to aver, maintain and prove, as this Honorable Court shall direct and humbly prays, as in and by her said Bill she has already prayed.—

James M. Buchanan, by
J. S. M'Culloh, Sol. for Repliant.—

And afterwards, to wit, on the twenty first day of November in the year aforesaid, and during the term aforesaid the said Eliza Baynard, the complainant the said Jacob Paul Jones and Israel Morris, and the said Rachel Heide three of the defendants to said cause by their respective solicitors, filed in Court here, the following agreement, to wit,—