the said Elizabeth Anne Lee and the joint assignment as before stated of the bond and mortgage interest of herself & husband together with the assignments and transfers of the said Yealdhall the assignee of the said Elliott and wife to your Orators intestate that all the right title and interest in the same have passed to your Orator administrator as aforesaid to have and to claim in your Honorable Court all the benefit which the bond and mortgage were intended originally to secure that no part of the principal of said bond has been paid or any part of the interest thereon to your Orator except what is Credited on the original bond filed as before stated as one of the Complainants exhibits, nor has the said Lee made any other payment to your Orator on account of the mortgage interest assigned as aforesaid although the time limited for payment thereof by the Condition aforesaid has passed and payment thereof has been duly demanded of the said Stephen L Lee

To the end therefore that the said Stephen L Lee, Vachel A Elliott and Elizabeth his wife Elijah Yeadhall and Jacob H Bird executor of Margaret Johns Ray all of Anne Arundel County in the State of Maryland may answer the several matters and things herein before stated as fully & particularly as if they were herein again repeated and they were thereunto specially interrogated and that the personal and real property aforesaid or so much thereof as may be necessary may be sold for payment of your orators claim with interest as aforesaid and also for the payment of the balance of the mortgage debt aforesaid and that your orator may have such further and other relief as his Case may require.

May it please your Honor to grant unto your Orator the writ of subpoena against the said Stephen L Lee Vachel A Elliott and Elizabeth Anne his wife Elijah Yeadhall, Jacob H Bird executor of Margaret Johns Ray all of Anne Arundel County commanding them to appear in this Court at some certain day to be therein named to answer the premises and abide by and perform such decree as may be passed therein and as in duty bd.

B. F. Worthington Sol for Complt

Mem: The Exhibits referred to in the bill will be found returned with the Com:

And thereupon a writ of subpoena was issued against the said Defendants to Anne Arundel County returnable to the next Term of the said Court towit March Term 1849.

And afterwards towit on the 25th day of January 1849 came the defendant Jacob H Bird Executor of Margaret L Ray by his Counsel Francis H Stockett and filed in the said cause his answer to the said bill in the words following towit:-

Jacob H Bird Ex of Margaret L Ray at suit of John B Welhelm Admr of John Welhelm.	In Chancery The Separate answer of Jacob H Bird Senior Executor of the last will and Testament of Margaret L Ray late of A A County deceased to the bill of Complaint of John B Wehlm administrator of John

Welhlm against this defendant and others in the Court of Chancery exhibited,

This Defendant reserving to himself now and at all times hereafter all benefit of exceptions which he might take to said Bill for answer unto so much and such parts thereof as he is advised is or are material or necessary for him to answer unto answers and says he admits the indebtedness of his Co defendant Stephen L Lee to said Elizabeth Anne Lee and Margaret L Ray in the life time of the said Margaret as stated in said bill of Complaint and that to secure said debt or sums of money so due the said Stephen L Lee did on or about the thirtieth day of March eighteen hundred and forty three execute and deliver unto the said Elizabeth Anne Lee and Margaret L Ray in the life time of the said Margaret a Deed of mortgage on certain real and personal property in said Deed particularly described, and this defendant admits that Complainants Exhibit J B W No 3 is said original mortgage and that Exhibit J. B. W. No 1 is a correct Copy of the same

This Defendant further answering admits the execution and delivery by the said Stephen L Lee of Complainants Exhibit J B W No 2, but this defendant does not know whether the same was intended to cover the whole amount of money due by the said Stephen to the said Elizabeth Anne Lee as secured by said mortgage nor whether the same or any part thereof has been paid and if any what portion still remains due on the same, This Defendant admits the intermarriage of the said Elizabeth Anne Lee with the said Vachel A Elliott of Anne Arundel County as stated in said Bill but he does not know that said bond (Complainants Exhibit J. B. W. No 2 together with all the interest of the said Elizabeth Anne in said mortgage in virtue of said marriage passed and became payable to her said Husband nor does he know any thing of the transfer and assignment by the said Elliott and wife of said bond and their interest in said mortgage to the said Elijah Yealdhall, nor of the assignment of the said Bond and mortgage by the said Yealdhall to the said John Welhlm nor the consideration for said assignments as stated in said Bill

This Defendant believes and therefore admits that the said John Welhlm has departed this life intestate as it is said and that the said Complainant has obtained from the Orphans Court of A A County letters of administration on his personal estate and therefore is entitled to claim and have of the said Stephen L Lee all the interest or claim of his said father in and to said Bond and Mortgage,

This Defendant further admits the death of the said Margaret L Ray she having first made and published her last will and testament whereby this Defendant was appointed her executor as stated in said bill That said will has been duly admitted to probate by the said Orphans Court and letters testamentary on her personal estate have by the said Court been granted to this Defendant as by a Copy of said will herewith filed as part of this answer marked M. L. R. No 1 and Complainants Exhibit J. B. W. No 5 will appear and by reason whereof he is entitled to claim and have of the said Stephen L Lee all the right title and interest of the said Margaret L Ray in and to said mortgage and all and every sum