others, the heirs-at-law of said Nicholas excepting the said John A. Carroll, and Oliver P. Macgill and Mary Clure, his wife exhibited their bill in this Court, praying for relief in respect of said premises against the said Mayor and City Council of Baltimore; and thereupon such proceedings were had that by a decree of this Court the said undivided fourth part of said premises was decreed to be sold, and a certain Julian Alexander, of Baltimore City, was appointed trustee to make sale, and did sell the same unto this respondent; which sale was duly ratified and confirmed by this Court, as by reference to the said proceedings in this Court will appear; and the said Alexander afterwards executed a deed thereof to this respondent, and this respondent is therefore seized in fee simple of one undivided fourth part of said lots of ground in said bill mentioned.

Further answering, this respondent admits that said George Presstman departed this life, as stated in said bill, leaving a last will, but your respondent is ignorant of the particulars thereof, and of the actings and doings in respect thereof, stated in the bill, and is ignorant of the state of the family left by said Presstman, and of the rights of the complainant and of the several other parties named in said bill in the premises, and neither admits or denies the several matters and things so averred as aforesaid in the bill in respect of the above particulars, but leaves the complainants to the proper proof thereof. This respondent presumes

(but has no actual knowledge of the fact) that the said Miles White conveyed her interest in said premises unto the said Mayor and City Council of Baltimore, as stated in said bill. This respondent believes, however, that the matters charged in said bill, as to the interest of the Presstman family in said premises, and as to the interest of the Mayor and City Council of Baltimore, in the moiety thereof, which was of the said Miles White, secured in his lifetime, are correctly stated in said bill. This respondent denies that it will be for the interest and advantage of any or of all the parties interested in said premises, that the same should be sold, and he excepts and prays to have the like benefit thereof, as of formal exceptions were made by him to the sufficiency of the averments of the said bill in that behalf. On the contrary, this respondent avers, that the said premises are, from their situation, and from the manner in which the said lands lie, and from the regularity of their outlines, entirely susceptible of a fair and equal partition amongst the parties interested therein, in proportion to their several interests, and may be so divided amongst the parties in spere equally and fairly, according to their several interests, without loss or injury to them or any of them; and this respondent accordingly consents to said partition being had and made under the direction of this Court.

And this respondent prays to be hence dismissed, &c.

J. I. Alexander,
Solr. for Respondent.