No. 5472 Equity.

George M Clay, Administrator of the Goods and Chattels of John H. Clay.
-vs-
Ormand Clay

No. 5472 Equity,
In the Circuit Court for Frederick County sitting as a Court of Equity

To the Honorable, the Judges of the Circuit Court for Frederick County Sitting as a Court of Equity. The Bill of Complaint of George M. Clay, Administrator of the Goods and Chattels of John H Clay, late of Frederick County, deceased, of Frederick County, Maryland represents unto Your Honors.

Bill of Complaint

1st That in the Month of March 1887, One John H. Clay of said County departed this life Intestate, without a widow surviving him and an only Child named Ormond Clay, who is an Infant under twenty One Years of age and resides in Frederick County Maryland.

2nd That the said John H Clay died seized and possessed of several parcels of Land in Frederick County aforesaid, which compose a farm of about Eighty or Ninety Acres, which are fully described in deeds conveying the same to him recorded among the Land Records of Frederick County, certified copies of which deeds, as so recorded, are filed herewith as Exhibit No. 1, 2, 3, less that described in Exhibit No 4, and which Exhibits it is prayed may be taken and considered as part Hereof.

3rd That on the death of the said John H. Clay said real Estate above mentioned descended to and rested in said child Ormand Clay as his heir at law

4th That at the time of the death of said John H Clay he was largely indebted and among others to one John A Malesworth by a Promissory Note in the Sum of Two hundred and Fifty Dollars which Note is still due and unpaid otherwise than below mentioned and which note is filed herewith as Exhibit No. 5 to this Bill.

5th. That the said John H. Clay left a small personal Estate aggregating the sum of $1252.91, of which the plaintiff was appointed by the Orphan's Court of Frederick County the administrator, and which has been fully administered by the Plaintiff and which Estate was over paid by him as said administrator in the sum of $276.77 which was caused by his foregoing said Note of said John H Clay and other debt, all of which will appear of reference to a copy of said account filed in said Orphans Court of Frederick County, herewith filed as Exhibit No. 6. to this Bill.

6th. The Plaintiff further Represents that there is now due him as an overpayment of said Estate and by Virtue of said note being assigned to him, said Sum of $276.77, which he ought to be paid and that said Personal Estate of said John H. Clay being insolvent and there being no other Property or Estate, out of which said debt aforesaid could be made, the Real Estate of which the said John H. Clay died seized and possessed should be applied that may.

7th. The Plaintiff further represents that said Infant is his nephew and that it would be to his interest to have said Real Estate sold, and the proceeds, after the payment of said debt invested in another may for his benefit, said Ormond has no Guardian at law. And the Plaintiff prays for the following relief —

1st That a decree may be passed by Your Honorable Court directing the sale of the Real Estate of which John H. Clay died seized & possessed for the purpose of paying the debt of the plaintiff and such other