

the costs of this account. I have then allow^d. liens. in full
The residue I have distributed ratably among the creditors,
whose claims were filed in the case March. 20. 1852.

M. Reddick and?

Alpheus M. Marriott } No 2280 Equity In the Circuit Court
" } for Frederick County as of Equity
February Term 1852.

John Stewart Jr & others } Orders this 23^d day of March 1852
that the Court will proceed to ratify the auditors 3^d & final
report in this case filed on the 15th day of April 1852 unless
caused to the contrary thereof be shown, on or before the said
day provided a copy of this order be inserted in some
Newspaper, published in Frederick County, once a week
for two successive weeks prior to said 15th April.

M. Nelson.

John
Order

Alpheus M. Marriott } No 2280 Equity. In the Circuit
" } Court for Frederick County
as of Equity

John Stewart Jr & others } In the Hon^{ble} the Judge. of Cir-
cuit Court of Frederick County, as a Court of Equity,
The objections of John Stewart Jr the Trustee in this cause
objects to the third, and final auditors report, in this cause
and to the ratification thereof, because he says that the same
is not just, nor according to Law, or Equity. That as adm^r
of E. W. Botley deceased under the directions of the Orph-
ans Court of Frederick County, he has received & Twenty
Six Dollars & sixty and cents, on a Judgment of Dr. E. W.
Stebbins, against said deceased, and which was a lien
on the said Estate of said deceased, that being also in-
formed that all Judgments were preferred claims against
both the Real and personal Estate of deceased, he has paid
several small judgments in full, that in said audit he
only allowed a dividend on said small judgments which
should have been paid in full out of said personal Estate
and your Honor would have an order, and that he is
now entitled to have said small judgments allowed in
full out of said ^{real} Estate fund, as the money out of which
they ought to have been paid was applied to the payment
of the Judgment, and lien, on said Real Estate, may it
Therefore please your Honor to pass an order setting aside
said audit, and directing the auditors to state another
account, and allow said small judgments in full &
as in equity &c

W. Sappington
Sol.

Orders by the Court this 31st day of March 1852 that the
 foregoing Petition be granted, that the third, and last
 audit in this case be set aside, and that the auditors
 state another account, and make such allowances
 as the Equity of the case may require

M. Nelson.