No. 2647. Equity.

The State of Maryland. Frederick County to wit: At a Circuit Court of the Third Judicial Circuit of the State of Maryland, sitting as a Court of Equity, begun & held at the Court House in Frederick Town, in and for the County aforesaid on the 20th day of June, in the year Eighteen Hundred and fifty six.

Present: The Honorable Madison Nelson Circuit Judge.

Israel C. O'Neal Esq. Sheriff.

Edward Shriver C.R.

Among other were the following proceedings to wit:

The Frederick Town Savings Institution.
vs.
Maria Rothock adm.x
John G. Rothock. —

Be it remembered that heretofore to wit: on the sixth day of December Eighteen Hundred and Fifty five — came the said Complainant into Court here, sitting as a Court of Equity by William J. Ross, Esq. Solicitor & filed in Court the following Bill & exhibits.

To the Hon. Madison Nelson, Circuit Judge, for the third Judicial Circuit of the State of Maryland, sitting in the Circuit Court, for Frederick County as a Court of Equity — The Bill of Complaint of the Frederick Town Savings Institution, who in behalf of themselves & all other Creditors of John G. Rothock, late of Frederick County State of Maryland dec'd, Sheweth — That the said John G. Rothock, John Walter & John Lipps the said Walter & Lipps, being mere sureties, for said John G. Rothock — by their promissory Note, dated on the Twelfth day of July, Eighteen Hundred & Fifty four, payable Ninety days after date were indebted to the said Complainants in the sum of thirty dollars, which Note was and is the proper debt of said John G. Rothock, and at the maturity thereof was not paid, and still remains due & unpaid, all which matters will fully appear by reference to a true Copy of said Note, herewith exhibited, marked exhibit No. 1, which your Complainants prays be taken as a part of this their Bill of Complaint. Your Complainants further state — that the said John G. Rothock, dec'd intestate in or about the month of October in the year Eighteen Hundred & fifty four, seized & possessed of all that Lot, and parts of Lots, of ground, situate, lying, and being in Frederick in the County & State aforesaid, described in the deed executed by John Walter & wife to said John G. Rothock — which is herewith exhibited, marked Exhibit No. 2.

Your Complainants further state, that letters of administration, upon the personal Estate of said John G. Rothock — were granted by the Orphans Court, for Frederick County to Maria Rothock, who has duly entered upon the duties of her office, as will appear by a duly certified Copy of Letters of Exemplification herewith exhibited, marked Exhibit No. 3. Your Complainants further state, that the Real Estate, whereof said John G. Rothock died seized and possessed descended to his widow, Maria Rothock as his sole heir at Law, & that said Maria Rothock is now seized in fee of the same. Your Complainants further state that the said John G. Rothock, was born in Germany, and acquired the property above described after his ratification Naturalization, and that he has no blood relation, capable of Inheriting the same, living at his death, and that under the provisions of the act to direct descents, passed by the General assembly of Maryland, the whole Estate, in said Real Estate of which of which said John G. Rothock died seized — vested in his wife the said Maria Rothock. Your Complainants charge that the personal Estate of said John G. Rothock is wholly insufficient, for the payment of his debts, and that a sale of the Real Estate of which he died seized, will be necessary to discharge his debts. In tender Consideration whereof, and for as much as your Complainants are remediless in the premises by the strict rules of the Common law, & only relievable in a Court of Equity, where matters of such nature are properly