

may be necessary, he applied to the payment of the debts due & owing by said Joseph Echelbenger dec<sup>d</sup> unless good cause to the contrary be shown before the 22<sup>d</sup> day of May next. Provided a Copy of this order & of said Petition be served on Michael F Echelbenger, sole surviving administrator of Joseph Echelbenger, John Seabrook & Mary on Seabrook his wife Michael F Echelbenger, Virginia Echelbenger, Susan M. Echelbenger Martin J Echelbenger Bryson M Echelbenger & Marion B Echelbenger by the Sheriff of Frederick County on or before the first Monday of May 1856. And it is further ordered, that the auditor of this Court give notice to the Creditors of said Joseph Echelbenger dec<sup>d</sup> to file their Claims properly authenticated with the Clerk of this Court on or before said 22<sup>d</sup> day of May 1856. by publication in one Newspaper printed in Frederick, for three successive weeks prior to said day

M. Nelson.

To the Honorable Mason Nelson Judge of the Circuit Court, for Frederick County sitting as a Court of Equity. The Petition of Jacob Young respectfully sheweth to your Honor - That some time in April 1854 a certain Joseph Echelbenger of said County departed this life intestate, leaving a large and valuable Real Estate, and that on the 6<sup>th</sup> day of October 1854 a Bill was filed in your Honorable Court, by Michael F. Echelbenger and others as Complainants against Elizabeth Echelbenger & others as Defendants, for the partition or sale of said Real Estate, and a Decree was passed thereon, on the 5<sup>th</sup> day of March for the sale of said Real Estate, and appointing said Michael F. Echelbenger Trustee to make such sale. That said Michael F Echelbenger assumed and took upon himself said Trust, and Reported to your Honor the sale of a portion of said Real Estate, the proceeds of which sale were under the decree of your Honor distributed among the Children & heirs at Law of said Joseph Echelbenger, that said Trustee has since sold another large tract of Land, part of said Real Estate and has reported the sale thereof to your Honor, all of which will fully appear by the proceedings in said Cause, being No. 2579, on the Equity Docket of your Honorable Court, which with all other exhibits your petitioned prayer may be taken & considered as part of this petition as if here inserted in words & figures. Your petitioner who files this petition on behalf of himself, and all other Creditors of said Joseph Echelbenger who will come in, and contribute to the expenses of this suit, further states that said Joseph Echelbenger, was in his life time indebted to your petitioned in the sum of Five Hundred Dollars by his single bill, bearing date on the first day of April 1851, and payable Twelve months after date thereof, with Interest from date, as will appear by said single bill, herewith filed marked exhibit D. to Petition That John P. Zimmerman, who appears by said single bill to be bound, and liable as the principal therein, has become utterly insolvent, and has paid no part no part or parcel of said single Bill except what is credited thereon, and that the whole of said sum of Five hundred Dollars with the Interest thereon still remains due & owing to your petitioned, excepting the sums credited as aforesaid. Your petitioner further states that letters of administration of all & singular the goods and Chattels rights, and Credits which were of said Joseph Echelbenger were by the Orphan's Court of Frederick County granted to Master Echelbenger & Michael F Echelbenger, and that Martin Echelbenger has departed this life, leaving said Michael F. Echelbenger, as the sole surviving administrator That the personal Estate of said Joseph Echelbenger is wholly