


Henry M<sup>c</sup>Henry, as will appear by Exhibit N<sup>o</sup> 2 - Your Complainant further states that the said Henry M<sup>c</sup>Henry died intestate in or about the month of February in the year 1855, seized and possessed of parts of two tracts of land called "Vine Garden" and Mountain Tract, or by whatsoever name they may be called containing fifty one acres and fifty perches of land, more or less - situate in Frederick County State of Maryland, being the lands occupied and owned by said Henry M<sup>c</sup>Henry at the time of his death, parts of which lands are described in Exhibits N<sup>o</sup> 3 and 4 and of the residue of said lands twenty one acres, more or less, were sold to said Henry M<sup>c</sup>Henry, by Samuel Melbode, and four acres more or less were sold by Elias Moore, the deeds for which cannot be found - Your Complainant further states that the said Henry M<sup>c</sup>Henry left a widow named Mary M<sup>c</sup>Henry and the following children & grandchildren his heirs at law, viz: follows. Luke J. D. M<sup>c</sup>Henry, Henry M<sup>c</sup>Henry his sons, & Josephine Margaret Cassandra & and John Henry M<sup>c</sup>Henry children of John Hanson M<sup>c</sup>Henry deceased, a son of said Henry M<sup>c</sup>Henry deceased, who died before his father, the said Henry M<sup>c</sup>Henry - That Luke J. D. M<sup>c</sup>Henry is the only one of the said heirs at law who is of full age, and that all the other heirs at law are infants under the age of twenty one year - and that all of said heirs at law adult and infants reside in Frederick County State of Maryland. - Your Complainant further states that John Rouzer of Frederick County was duly appointed by the Orphans Court for said county, Administrator of the personal estate of the said Henry M<sup>c</sup>Henry as will fully appear by a copy of the letters of Exemplification herewith exhibited marked Exhibit A. - Your Complainant further states that the personal estate of said Henry M<sup>c</sup>Henry is totally insufficient for the payment of his debts, and that it would be necessary for that purpose that his real estate should be sold under a decree of your Honorable Court. To the end therefore that John Rouzer Administrator of Henry M<sup>c</sup>Henry, Luke J. D. M<sup>c</sup>Henry, Henry M<sup>c</sup>Henry, Josephine M<sup>c</sup>Henry, Margaret M<sup>c</sup>Henry, Cassandra & M<sup>c</sup>Henry and John Henry M<sup>c</sup>Henry, heirs at law of said Henry M<sup>c</sup>Henry deceased, may answer the premises, and that a decree may be passed for the sale of the whole of the real estate whereof Henry M<sup>c</sup>Henry died seized & possessed - for the payment of his debts, and that your Complainant may have all such other and further relief in the premises as the nature and equity of his case may require - May it please your Honor to grant unto your Complainant the writ of Subpoena in the usual form directed to the Sheriff of Frederick County, commanding him to summon John Rouzer Administrator of Henry M<sup>c</sup>Henry, Luke J. D. M<sup>c</sup>Henry, Henry M<sup>c</sup>Henry, Josephine M<sup>c</sup>Henry, Margaret M<sup>c</sup>Henry, Cassandra & M<sup>c</sup>Henry and John Henry M<sup>c</sup>Henry to be and appear in this Court by a certain day to be therein named, to answer the premises and abide by, and perform such decree as may be passed thereon; And your Complainants will ever pray &c.

W<sup>m</sup> J. Rop Solicitor  
for Complainant.

Exhibit N<sup>o</sup> 1

§48.37 One day after date I promise to pay Geo. H. Johnson or order, the sum of forty eight dollars & thirty seven cents for value received 14<sup>th</sup> March 1854  
Henry M<sup>c</sup>Henry   
State of Maryland, Frederick County to wit. On this 13<sup>th</sup> day of May 1855 personally appear George H. Johnson, before the subscriber one of the Justices of the Peace in & for said county, and makes oath on the Holy Evangelists of Almighty God that no part of the money intended to be secured by the annexed note hath been received or any security or satisfaction given for the same Witness my hand. John B. Gilbert, June 15<sup>th</sup> 1855. Will pass when paid George H. Johnson, Req<sup>d</sup>  
"Endorsed" below N<sup>o</sup> 2. -