said Benjamin F. Boyer if any there be may be paid his claim of three hundred and twenty five dollars and eighty cents out of the surplus of the sale of the real Estate and that he may have such further and other relief as the nature and Equity of his case may require.

Wm. J. Ross
Solr. for Petitioner

No 3099 Equity

In the Circuit Court for Frederick County in Equity.

Daniel Boyer Executor of the last Will of Jacob Wilson
vs
Mifsouri Boyer and John Boyer

The foregoing petition and Exhibits being read and considered, It is ordered this 11th day of October in the year Eighteen hundred and sixty four by 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 that the surplus of the proceeds of sale of the said mortgaged Estate be applied to the payment of the debts of the said Benjamin F. Boyer deceased unless good Cause to the Contrary be shown on or before the ninth day of November 1864. Provided a copy of this order together with a copy of the said petition be served on the said defendants Mifsouri Boyer and John Boyer, on or before the 8th day of November 1864. And it is further ordered that the said Trustee by publication to be inserted in some newspaper printed in Frederick once a week for two successive weeks before the 9th day of November 1864, give notice to the creditors of the said Benjamin F. Boyer to file the vouchers of their claims in the Clerks Office on or before the 8th day November Eighteen hundred and sixty four.

M. Nelson

Exhibits No. 1.

The first and final A/c of Daniel Boyer Administrator of Benjamin F. Boyer late of Frederick County deceased.

| | | $ | cts | $ | cts |
|---|---|---|---|---|---|
| This accountant charges himself with the Invy of personal property by him returned on the 20th day of February 1863. | | 217 | 67 | | |
| Also with this sum being an increase on sales of P.P. returned on the day of 1863. | | 49 | 32 | | |
| Also with the Invy of Current money by him returned on the 20th day of Feby 1863 | | 30 | 00 | | |
| Also amts received from the following persons heretofore returned on list of debts on the 20th day of Feby 1863. | | | | | |
| From Henry Gaver on notes | $400.00 | | | | |
| Interest on the same | 33 00 | | | | |
| From sundry persons on Rent | 47 27 | 480 | 27 | | |
| Also with this sum recd for wheat, Corn, Oats, Hay and Fruit sold not heretofore returned | | 126 | 27 | | |
| Also with interest recd on Sale notes | | 4 | 10 | | |
| Also with this sum being amt of Commissions allowed decedents Estate in Settlement of Guardian a/c of Jacob Eigenbrode & others | | 36 | 21 | 943 | 74 |
| And this accountant prays an allowance for the following payments viz. to wit | | | | | |
| 1 For this sum paid Regr. for Granting Letters, filing Bond notice to creditors | per recpt appd. | 5 | 91 | | |
| 2 For do paid Regr. for Recording Invy of P.P. | do appd. | 3 | 79 | | |
| Carried forward | | 9 | 70 | 943 | 74 |

Notice to Creditors