

further states that he caused a writ of fieri facias to be issued on said Judgment so served returnable to October term 1845 and that said writ was returned by the Sheriff "Nulla Bonâ" all which matters will more fully appear reference being made to Certified Copies of said judgments and the docket entries of said Judicial writ herewith exhibited marked exhibit N<sup>o</sup> 1 which your Complainant prays together with all other exhibits by him hereafter produced may be taken and considered as a part of this his bill of Complaint. Your Complainant states that the said William Draper died intestate in or about the year 1837 seized and possessed of a piece or parcel of a tract of land called The Range about the three muskelloby situated in Frederick County State of Maryland containing two hundred and ten acres and a piece or parcel of land by some name to your Complainant unknown situated in the Woodlorton District in Frederick County containing twenty eight acres of land more or less being the same piece or parcel of land sold by a certain Symmes to the said William Draper. Your Complainant further states that the said William Draper at the time of his death died without leaving any personal property and that no administration was ever taken out or granted by the orphan Court of Frederick County to any distributee or creditor the said William Draper leaving no personal estate to be administered. Your Complainant further states that the said William Draper died leaving the following children as his heirs at law to whom said lands descended as tenants in Common to Mr. Andrew Draper who on the 29th day of September 1845 applied for the benefit of the Insolvent Laws and for whose creditors Joshua Dill was appointed trustee as will appear by exhibit N<sup>o</sup> 2 and by reference to N<sup>o</sup> 3145 Insolvent Case on the docket a daughter Hopewell who married Samuel Day and lives with her husband in the state of Pennsylvania Isaac Draper who applied for the benefit of the insolvent laws and for whose creditors David Wolfe was appointed trustee as will be seen by exhibit N<sup>o</sup> 2 and by reference to the papers filed in N<sup>o</sup> 2232 Insolvent Docket in Frederick County Court Mr. Draper David Draper & Joseph Draper & a daughter named Elizabeth Draper who married a man named Striffer and lives with her husband out of the state of Maryland all of whom reside in Frederick County State of Maryland except Hopewell Day and her husband who reside in the state of Pennsylvania and the said Elizabeth who lives with her husband beyond the limits of the state of Maryland. Your Complainant further states that the said William Draper died indebted that he died leaving no personal estate to pay his debts and that it will require the proceeds sale of the greater part if not the whole of his real estate to pay his debts in tender of administration thereof and in as much as your Complainant is remedied by the strict rules of the Common Law and only