

David Kephart et al } No 2893 Equity, In the Circuit Court
Wm H. Kuhn } for Frederick County sitting as a Court
of Equity.

The object of the bill in this case is to obtain a decree for the payment of one thousand five hundred and fifty one dollars + 25 cts as purchase money for the real estate purchased by Wm H. Kuhn of George Ovelman dec^d the late trustee to sell the real estate of Joseph Kuhn dec^d + c. The bill states that on the 16th day of August 1856 the said George Ovelman as trustee to sell the real estate of Joseph Kuhn sold to the said Wm H. Kuhn the real estate described in said Bill of Complaint situate in Frederick County for a part of the purchase money the said Wm H. Kuhn gave him three promissory notes for five hundred and nineteen dollars + seventy five cents each dated on the 16th day of August 1856 which are all due and owing and unpaid, which sum of money is a lien on said real estate that the said William H. Kuhn has left the state of Maryland and resides in part unknown to the Complainants neglecting and refusing to pay said purchase money and that he is insolvent and beyond the reach of process of this Court that George Ovelman the said trustee to whom said notes for the purchase money were made payable is dead and that the said George Kephart + George R Ovelman are his Executors that the said George Ovelman in his life time accounted for and paid to the heirs and life time representatives of said Joseph Kuhn the said purchase money due on said notes and that the Complainants as his Executors are entitled to receive the said sum of purchase money due on said notes.

It is thereupon this 31st day of May 1860 ordered that the Complainants Cause a copy of this order to be inserted in some newspaper printed in Frederick City once in each of four successive before the second Monday of July next thereby notifying the said Wm H. Kuhn the absent defendant of the object and substance of said bill warning him to be and appear before this Honorable Court in person or by solicitor on or before the second Monday of October next to answer the said Bill of Complaint and to show Cause if any he have why a decree shall not pass + c.

R. S. Fitzhugh Clk of the
Circuit Court for Frederick County

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The order of publication heretofore -
passed in this case having been duly published and the said
Wm H. Kuhn the absent defendant having failed to appear