

Charles R. Grace } No. 2815 Equity. In the Circuit  
 Reginald Fitzhugh et al } Court for Frederick's County sitting  
 as a Court of Equity  
 February Term 1859

This Case being submitted to the Court upon the petition of Jacob M. Dwyker one of the defendants in the Case and all other proceedings which were read and considered and the Court being satisfied that the petitioner is entitled to have this Case referred to the auditor to take and state an account as prayed.

It is thereupon 19th day of March 1859 by the said Court as a Court of Equity and by the authority of said Court adjudged and ordered that this Case do and the same is hereby referred to the auditor of this Court with directions to take and state an account in this Case as prayed by the Petitioner from the pleadings proofs and proceedings now in this Case and all such other proof as the parties interested in the distribution of the funds in the Case may produce before him to be taken as herein after directed. And the said parties are hereby authorized to take proof in relation to their several rights claims and pretensions before the auditor on giving six days previous notice. And the said Auditor is hereby directed and required to take and state a full account in relation to one subject matter in controversy between the parties and return his report thereof to this Court together with all proof by him taken and all other proceedings which shall be subject to all proper exceptions and to the future order and direction of this Court in the premises.

M. Nelson

Petition of the Honorable M. Nelson Judge of the Circuit Court for  
 of S. C. Frederick's County sitting in Equity

The Petitioner of Sophia Fitzhugh of Frederick's County respectfully states that by a decree passed in the Cause No. 2815 on the Decret of Henry Cornwall Court the property known as the late of John H. H. and a large quantity of land attached thereto and mentioned and described in the proceedings in said Cause were directed to be sold and that the same have been sold as will appear from the report of the Trustees filed in said Cause and the proceeds of sale are now ready for distribution under the direction of your Honor. And she states that the bill of Complaint filed in said Cause sets forth that your petitioner is largely interested in said purchase money as mortgagee under and in virtue of several Mortgages in said Bill mentioned.