

Kramer a daughter, all of whom are Adults, Lewis W. Kramer a son, Alice K. Kramer a daughter, and Eugene Kramer, who are infants under the age of twenty one years, all of whom are residents of Frederick County.

Your Complainants further state, that after the death of said Frederick W. Kramer, letters of administration on his personal Estate were duly granted by the Orphan's Court for Frederick County to John A. Kramer and William B. Kramer, who have given their approved bond and duly entered upon the duties of their office as will appear by certified Copy of Letters of Examination herewith exhibited Marked Exhibit No. 4.

Your Complainants further state that the said Frederick W. Kramer, being indebted to John C. Motter in five notes of five hundred dollars each, and one note of three hundred dollars in conjunction with his wife Margaret Kramer, mortgaged the lands described in Exhibit No. 2, to John C. Motter by deed of Mortgage, dated April 2nd Eighteen hundred and fifty six, which Mortgage, and the notes secured thereby were equitably assigned by John C. Motter, in writing not under seal, on the first day of May Eighteen hundred and fifty seven to Jacob Fox, to amount of two thousand dollars, and to Bradley J. Johnson to amount of Three hundred dollars - and was subsequently assigned by Jacob Fox to Simon C. Simmons, as will more fully appear by reference to a Copy of said Mortgage herewith Exhibited Marked Exhibit No. 5. and the Original Mortgage with the Equitable Assignments written thereon herewith Exhibited Marked Exhibit No. 6.

Your Complainants further state that all of the notes secured by said Mortgage have been paid Except the note of three hundred dollars recited therein, which is now held by said S. C. Simmons.

Your Complainants further state that the notes referred to in the deed from Catharine Dams to said Frederick W. Kramer have either been paid to her in her lifetime or to James L. Dams her Executor - after her decease though no release of record has been executed.

Your Complainants further state that the said Frederick W. Kramer being indebted to the Franklin Savings Bank in the sum of Forty five hundred dollars, to secure the same, in conjunction with his wife Margaret Kramer, mortgaged to the said Bank, the property of said Margaret Kramer therein described - as also the property heretofore conveyed by Catharine Dams to the said Frederick W. Kramer - a copy of which Deed is herein before Exhibited Marked Exhibit No. 8 - as will appear by a Copy of said deed of Mortgage herewith Exhibited Marked Exhibit No. 7 - which debt is still due and unpaid. - Your Complainants further charge that the personal estate of said Frederick W. Kramer deceased is wholly insufficient for the payment of his debts, and that it will be necessary to sell the greater part, if not the whole, of the real estate of said Frederick W. Kramer, to pay the debts left unpaid after the appropriation of the whole of the personal Estate for that purpose. - Your Complainants further state that John C. Motter the Mortgage, and Bradley J. Johnson one of the Equitable assignees of said Mortgage herein before Exhibited, do not reside in the State of Maryland.

In the end therefore, that the Defendants hereafter named may answer the several matters and things hereinbefore stated as fully and particularly as if they were herein again repeated, and the Defendants thereunto specially interrogated, and that the lands and Tenements, or so much thereof as may be necessary, whereof the said Frederick W. Kramer died seized and possessed, and mentioned in the proceedings in this cause, - may be sold

Exhibit No.

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