



N<sup>o</sup> 2334 Equity

To the Honorable Madison Nelson Judge of the Circuit Court for Frederick County sitting as a Court of Equity.

The Bill of Complaint of Ezra Houck, Executor of the last Will and Testament of Mary Buckley deceased, respectfully sheweth unto your Honor that a certain Daniel Buckley in his life time was indebted to the said Mary Buckley in her life time, by his single Bill bearing date the twenty third day of January in the year Eighteen hundred and forty seven and payable twelve months after the date thereof, in the sum of Five hundred and Fifty dollars with interest, as will appear by said single Bill filed herewith as Exhibit No. 1 which with all other Exhibits your Orator prays may be taken as a part of this Bill of Complaint as if here inserted in words and figures - That the said Daniel Buckley soon after departed this life intestate as to his real estate, leaving a small real estate situate in Frederick County and adjoining his orches in the deeds from George Buckley and Thomas K. Johnson, true and certified Copies thereof are filed herewith as Exhibits No. 2 & 3, respectively - That the said Daniel Buckley in his life time made and executed his last Will and Testament in due form of Law, to pass personal estate, and departed this life without having in any manner provided the same. - That said last Will and Testament was duly admitted to probate by the Orphan's Court for Baltimore City - That said Daniel Buckley in and by his said last Will and Testament constituted and appointed Jacob W. Buckley as the Executor thereof, and that said Jacob W. Buckley assumed and took upon himself said trust, and obtained from said Orphan's Court letters testamentary on the Estate of said Daniel Buckley as will fully appear by the Exemplification of said letters filed herewith as Exhibit No. 4, - That said Jacob W. Buckley as such Executor, on the 25<sup>th</sup> day of November in the year 1849, paid to said Mary Buckley soon after departed this life, having previously made and executed her last Will and Testament, whereby she constituted and appointed your Orator as her Executor, and that your Orator accepted said trust and obtained from the Orphan's Court for said County of Frederick letters testamentary on the Estate of said Mary Buckley, as will appear by the Exemplification of said letters filed herewith as Exhibit No. 5, that on the 11<sup>th</sup> day of August in the year 1852, the said Jacob W. Buckley as Executor aforesaid, paid to your Orator, in part of said single Bill the sum of thirty five dollars and sixty one cents, as will appear by the Credit thereof endorsed on - That the whole of the money mentioned in said single Bill with the interest thereon is still due and unpaid, except the Credit thereof endorsed. - That the personal Estate of said Daniel Buckley is insolvent, and insufficient to pay his debts - That the said Daniel Buckley left the following Children, viz. Harriet K., intermarried with Jacob W. Buckley, Caroline C., intermarried with Christian K. Thomas, Mary R., intermarried with William S. Miller, Marrius C., intermarried with James Thomas, Juliet B., intermarried with Joseph Haldemann, Isabella W. Buckley, Thomas W. Buckley and Daniel S. Buckley as his heirs at Law, to whom said real Estate descended as tenants in Common - That the said Daniel S. Buckley has since died, leaving his brothers and sisters aforesaid, as his only heirs at Law - That the said children are adults, except Thomas W. Buckley, who is an infant under the age of twenty one years. - Your Orator, who has filed this Bill as well for himself as for all other Creditors of said Daniel Buckley, who will come in and contribute to the expenses of this suit, further shews that said Daniel Buckley died leaving Caroline W. Buckley as his widow, who is still living and is entitled to dower in said real Estate, but that said Caroline W. Buckley has, by deed, duly conveyed to said Jacob W. Buckley her said interest in said real Estate, as will by said deed appear, a true and certified copy whereof is filed herewith as Exhibit No. 6, and your Orator is informed that he is entitled to have said real Estate sold for the payment of said debt by said Daniel Buckley -

To the end therefore that the said Jacob W. Buckley and Harriet K. Buckley his wife, Christian K. Thomas and Caroline C. Thomas his wife, William S. Miller and Mary R. Miller his wife, James Thomas and Marrius C. Thomas his wife, Joseph Haldemann and Juliet B. Haldemann his wife, Isabella W. Buckley, Thomas W. Buckley and Jacob W. Buckley Executor of Daniel Buckley may answer all the charges and matters aforesaid and that said real Estate may be sold by a trustee

Exhibit

Exhibit