

Suggestion of death of Wm. Hauer And Order to proceed notwithstanding death of Wm. Hauer

In No. 1864 Equity, Circuit Court for Frederick County in Equity ~ John Leats the equitable assignee comes into Court, and suggests that since the issue of the subpoena, Scire facias, and the serving thereof on Wm. Hauer be the said William Hauer has died unmarried, intestate, and without issue ~ And that his interest has devolved upon Ann C. Hauer, Mary C. Hauer, Susan Hauer, Daniel J. Hauer, and Elizabeth M. Mullen his brother and sisters who are parties to said cause, and have answered the Petition, and agreed that a decree should be passed - according to the agreement filed in said cause, - And your Petitioner prays that the said cause may be proceeded in as if no such death had occurred. ~

Wm. J. Ross  
Solicitor for Petitioner

In the Circuit Court for Frederick County in Equity ~ February Term 1867 ~

Ordered by the Court this 24<sup>th</sup> day of May 1867 that this cause be proceeded with in the same manner, as if William Hauer had not died. ~ Filed May 24<sup>th</sup> 1867 W. Nelson

Refusal of Ezra Housh Trustee to execute trust

Alfred F. Brungle Adm<sup>r</sup> with the Will Annexed of J. Brungle, use of Geo. Leats  
do  
Hauer

No. 1864 Equity ~ Circuit Court for Frederick County in Equity ~ I Ezra Housh, one of the Trustees appointed by a decree in this cause, and survivor of Sidney Baulty, the other Trustee - refuse

to accept the trust proposed in me by said decree ~ Filed May 24<sup>th</sup> 1867 ~

Ezra Housh

Bond

Agreement Exhibit J. C.

No. 1864 Equity ~ We hereby agree that the Decree in this case shall be revised, and John Leats appointed Trustee to sell the property, out of the proceeds of sale Mr. Leats to receive the sum of Eight hundred Dollars (\$800<sup>00</sup> / 100) and the balance after deducting costs of sale and Court fees, to go to the heirs of the late George Hauer. Mr. Leats agreeing to sell said property without charging Commissions. ~ May 23<sup>rd</sup> 1867 ~

Filed May 24<sup>th</sup> 1867 ~

John Leats  
Elizabeth M. Mullen  
Susan Hauer  
Mary C. Hauer

Trustee's Ref

Decree reversing Decree &c.

Alfred F. Brungle Administrator with Annexed of Jacob Brungle use of John Leats assignee ~ do Ann C. Hauer and others

No. 1864 Equity ~ In the Circuit Court for Frederick County in Equity ~ February Term 1867.

This cause standing ready for a hearing - The Petition for a subpoena Scire facias against the heirs of George Hauer the Original defendant having been returned - The suggestion of the death of William Hauer, one of the heirs at law having been suggested, and the order of the Court passed thereon - the refusal of Ezra Housh the surviving Trustee to accept the trust conferred on him by the original Decree, passed in this cause, the answer of Ann C. Hauer, Mary C. Hauer, Susan Hauer, Daniel J. Hauer, Elizabeth M. Mullen, and Charles P. M. Mullen, the only heirs