

Which is thus Endorsed, to wit:

The execution of the within Commission will appear from

the enclosed papers ~  
Filed Dec. 27<sup>th</sup> 1865 ~

J. M. Pherson  
Comr.

Retention of Court's  
Order for leave to  
amend and  
Amended Bill

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

The Amended Bill of Complaint of William Oliver Hildebrand  
Lewis M Hildebrand and Julia O. Hildebrand his wife of said County, respectfully show  
that heretofore, with a certain Dennis Hildebrand and Juliana O. Hildebrand, they filed  
their Bill of Complaint against a certain Juliana O. Hildebrand, Howard Hildebrand and  
Samuel Hildebrand for the sale or partition of certain real estate therein described, of which  
a certain Daniel Hildebrand died, intestate, seized and possessed and which descended to  
the parties therein named as his children and heirs at law, to which Bill the infant Defendants  
answered by their Guardian, as by the Bill and proceedings now in this Court, and which are to be  
taken as a part of this Amended Bill, will fully appear. ~ Your Orators suggest  
and state that since the filing of said bill of Complaint, Dennis Hildebrand and Juliana  
O. Hildebrand, two of said Complainants, have died intestate and unmarried, leaving your  
Orators William Oliver Hildebrand and Lewis M Hildebrand, and a certain Samuel J.  
Hildebrand, Mary A. M. Hildebrand, their brothers and sisters, and Howard Hildebrand  
and <sup>Mary</sup> ~~Samuel~~ <sup>children</sup> and heirs at law of Joshua H. Hildebrand a deceased brother of said  
Dennis and Juliana O. as their heirs at law to whom the interest of said Dennis and Julia O. in said  
real estate descended ~ And your Orators have lately discovered, and now charge by way of  
Amendments to their aforesaid Bill of Complaint, that the said Dennis Hildebrand in his life  
time, by his deed bearing date on the twenty eighth day of September in the year 1857, conveyed  
his undivided interest in said real estate to a certain Charles Broadrup as will appear  
by said deed, a true and certified copy whereof is filed herewith as Exhibit No. 9 and  
your Orators are informed and charge that said deed was executed and taken as a deed of Mortgage  
to indemnify and secure the said <sup>Charles</sup> Broadrup against all loss by reason of his suretyship in  
a recognizance entered into by the said Dennis Hildebrand to indemnify the Court of Frederick  
against all charges that might arise for the maintenance of a male illegitimate child begotten  
in the body of Loucinda Palmer, which recognizance bears true date with said deed, as will fully  
appear by the agreement of said Charles Broadrup filed herewith as Exhibit No. 10, and  
by said recognizance, a true and certified copy whereof is filed herewith as Exhibit No. 11,  
and your Orators are further informed and charge that the said Charles Broadrup  
has been fully released from all liability to loss by reason of such suretyship by the  
payment by said Dennis Hildebrand to said Loucinda Palmer of the sum of thirty dollars for  
Annua for seven years, for the support and maintenance of said illegitimate child, and  
that said deed and the design, intention and agreement of the parties thereto was thereby fully  
gratified and accomplished, and the interest of said Dennis Hildebrand in said real estate  
reverted in him, and on his death as aforesaid descended to his surviving brothers  
and sisters and the children of his deceased brother, as his heirs at law, and that  
Mary A. M. Hildebrand his intermarried with a certain Geo. Broadrup. ~

It is the end therefore that the said Juliana O. Hildebrand, the widow, Samuel J.  
Hildebrand, George Broadrup and Mary A. M. Broadrup, Mary Hildebrand, widow  
of Joshua H. Hildebrand, Howard Hildebrand, Samuel Hildebrand and Charles  
Broadrup may answer this amendment as well as the matters charged in the ori-  
ginal Bill of Complaint and that your Orators may have such relief against them  
as is prayed in their Original Bill of Complaint ~ May it please your Honor,  
to grant unto your Orators the State of Maryland's writ of summons to be directed to  
the said Juliana O. Hildebrand, Samuel J. Hildebrand, George Broadrup, and

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