

Examiners Cert.

Examiners Buildings, Frederick Md. Dec 3<sup>rd</sup> 1868

This is to certify that the annexed Order Pass on No. 3406 Equity was published in "The Examiner", printed in Fredericktown, once a week for two successive weeks prior to the 16<sup>th</sup> day of November 1868.

Keefer Smith &amp; Co

Final Ratification No. 3406 In the Circuit Court for Frederick County sitting as a Court of Equity

September Term 1868

Ordered by the Court this 3<sup>rd</sup> day of December 1868 that the within Audit be and the same is hereby finally ratified and confirmed, due notice having been published as required by the foregoing Order, and no cause to the contrary having been shown, and the Court is ordered to pay out the funds accordingly.

Filed Dec. 4<sup>th</sup> 1868

John A. Lynch

Judge of the Circuit Court

No. 3355 Equity

To the Hon. Madison Nelson Circuit Judge of the Fourth Judicial Circuit of the State of Maryland, sitting in the Circuit Court for Frederick County as a Court of Equity

The Bill of Complaint of John W. Barwick of Frederick County State of Maryland, who sues as well in his own behalf as on behalf of all other creditors of John Fogle of Henry, late of Frederick County State of Maryland, deceased; who may hereafter come in and become parties to this proceeding, shows, That the said John Fogle of Henry in his lifetime was indebted to your Complainant in the sum of forty seven dollars and seventy three cents, upon promissory note, which sum, with interest thereon, is still due owing and unpaid, all of which matters will more fully appear by reference to said note which is herewith Exhibited marked Exhibit No. 1 which with all other Exhibits hereinafter produced, your Complainant prays may be taken and considered as part of this his Bill of Complaint. - Your Complainant further states that the said John Fogle of Henry died in July in the year Eighteen hundred and sixty six, seized and possessed in fee of part of a tract of Land situate in Frederick County State of Maryland called "Coopers Alley" devised to him by the Will of Father Henry Fogle deceased, and containing One hundred and thirty two acres of Land more or less, as will appear by a certified Extract of said will herewith Exhibited marked Exhibit No. 2, also a piece of a tract of Land situate in said County and State called "Oilers Conclusion" containing fifty five perches of Land more or less and described in a Deed, a copy of which is herewith Exhibited marked Exhibit No. 3, also a tract of Land called "The Hedge" situate in said County and State, containing one and three tenths acres of Land, and described in Exhibit No. 4. - Your Complainant further charges that the said John Fogle of Henry was further indebted to a certain William Fogle of Md. by his single Bill dated on the ninth day of June in the year Eighteen hundred and sixty three, in the sum of Four Hundred and Twenty dollars and forty five cents. And which said single Bill was secured upon the Land aforesaid, by Mortgage Executed by the said John Fogle of Henry on the ninth day of June Eighteen hundred and sixty three. - Your Complainant further charges that the said William Fogle of Md. assigned in writing said single Bill to a certain Nicholas Fogle - And did also assign under his hand and seal said Mortgage to said Nicholas Fogle - And that the whole of said sum of money described as aforesaid in said single Bill is still due and owing (except the credits on said single Bill) to the said Nicholas Fogle, all of which will appear by reference to said single Bill and the Mortgage aforesaid, herewith Exhibited