

for Frederick County as a Court of Equity ordered, adjudged and decreed that the said return of the said Commissioners be and the same is hereby finally ratified and confirmed, And it is further adjudged ordered and decreed that the said Peter Beard shall hold in severalty and not jointly or in common with the other parties to this suit, all the right, title, interest and Estate of Abraham Beard deceased, in and to all the lands whereof said Abraham Beard died seized and possessed described in the Exhibits in this Cause referred to in the return of the said Commissioners. ~ And it is further ordered, adjudged and decreed that this cause be referred to the Auditor of this Court to state an account, distributing among the parties entitled to the same, according to their several proportions, and interest therein, the amount of the valuation of said Commissioners, first deducting the Costs of this Cause, and the expenses of printing and of the Commissioners ~

Madison Nelson

True Copy - Test -

Charles Mealy, Clerk



Filed April 28th 1868 ~

Order of Plaintiff Sarah Getzendanner
George Holter and
Mary Holter his
wife and others

vs
Joshua Zimmerman &
Margaret Zimmerman
his wife and others

No 3394 ~
In the Circuit Court for Frederick
County, in Equity ~

The Object of this suit is to procure a Decree for the sale of the Real Estate situate in Frederick County, State of Maryland, whereof Peter Beard late of said County and State died seized and possessed, and for the distribution of the proceeds of such sale among the parties entitled according to their respective rights. ~

The Bill states that said Peter Beard died intestate during the month of February or March Eighteen hundred and sixty Eight, seized in fee simple of certain real estate situate in said County and State particularly described in the said Bill of Complaint, and its accompanying Exhibits. ~

The Bill further states that said Peter Beard at the time of his death left the following sisters and the children of a brother and a sister who died before said intestate, as his heirs at law - to wit:

Catharine Beard, Julianna Beard and Sarah Getzendanner, widows of Jefferson Getzendanner deceased, his sisters, the following Nephews and Nieces, children of a brother John Beard, which said John Beard died before said intestate to wit, to wit Edward Beard, Margaret married to Joshua Zimmerman, John Alexander Beard, Joseph A Beard married to Mary A Smith, Peter A J. Beard, and James Key Elder Beard, also the following Nephews and Nieces, children of a sister Magdalena Holter, which said Margaret Holter died before the said intestate, to wit, George Holter married to Mary Coblenz, and Susan Pole widow of Hanson Pole, William H Holter, married to Elizabeth Coblenz, Samuel L Holter, Peter Holter married to Mahala Coblenz, Sarah Holter, Mary Scarff widow of John Scarff, and Elizabeth now wife of John Himes. ~

The Bill further states that the said lands and tenements cannot be divided without loss or injury to the parties interested and that the interest and advantage of all parties interested would be promoted by a

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Subpoena

Remonstrance of J. H. Beard