

No. 3844 Equity.

Bill

To the Honorable the Judges of the Circuit Court for Frederick County, sitting as a Court of Equity

The Bill of Complainant of Daniel T. Beachley of Frederick County respectfully shows unto your Honors that some time in the fall of 1871 Catharine Linsbaugh late of said County died intestate seized and possessed of about six acres of Land situated in said County and which is particularly described in a deed from Ezra & Marku and wife to said Catharine Linsbaugh dated the 25th of April 1866 a certified copy of which is filed herewith marked Exhibit No. 1 and which your Complainant prays may be taken as part of this Bill of Complainant together with all other Exhibits herewith filed, as fully as if here inserted in words and figures that the said Catharine Linsbaugh was at the time of her death, and her Estate still is indebted to your Complainant in the sum of Two hundred and seventy dollars with interest from the 1st day of April 1868 by the promissory note of said Catharine Linsbaugh bearing date the said 1st day of April 1868, payable six months after date for said amount, a copy of which is filed herewith marked Exhibit No. 2, that letters of Administration were issued by the Orphans Court of Frederick County upon the Personal Estate of said Catharine Linsbaugh to Geo. Hooge Esq. of said County who has been administering said Personal Estate as appears by an exemplification of said letters filed herewith marked Exhibit No. 3 that said Catharine Linsbaugh died leaving the following named children and only heirs at Law to wit: John H. Linsbaugh intermarried with Margaret J. Linsbaugh, Sarah A. wife of Daniel Beachley, Mary C. wife of Ireland Knoble, Catharine M. Maysellis wife of Martin L. Maysellis, Louisa C. Linsbaugh, Charlotte M. wife of Elias D. Boutzahn, Alice A. Linsbaugh and Howard S. Linsbaugh, that all of said heirs at Law are adults except said Alice A. and Howard S. Linsbaugh who are infants, and they all live in the State of Maryland except said Geo. H. Linsbaugh and Wife who are non-residents living in the State of Ohio and those living in this State all live in Frederick County except Daniel Beachley and Sarah A. his Wife and Martin L. Maysellis and Catharine M. Maysellis his Wife who all live in Washington County. And your Complainant further charges that the Personal Estate of said Catharine Linsbaugh decd is insolvent and largely insufficient to pay her debts, and your Complainant is advised he is entitled to have the said Real Estate of said Catharine Linsbaugh or so much thereof as may be necessary, sold for the payment of your Complainant's said claim and the other debts of said Catharine Linsbaugh and your Complainant files this bill as well for himself as the other creditors of said Catharine Linsbaugh who may come in and contribute to the expenses of this suit. In tender consideration whereof and for that your Complainant is remediless in the premises by the strict rules of the common Law and relievable only in a Court of Equity where matters