Ratification of Audit

John H Bussard (George Leatherman & Joseph Brown vs. Jacob Baker

No 3978 Equity
In the Circuit Court for Frederick County, in Equity
September Term 1876

Ordered this 14th day of October A D 1876 by the Circuit Court for Frederick County as a Court of Equity and by the authority thereof that the foregoing report of the Auditor be and the same is hereby ratified and confirmed no cause to the contrary having been shown although due notice has been given as required by the preceding order of this Court, the Trustees are hereby authorized to pay out the funds accordingly

John A Lynch
W Lewis Bowie
Judges of the Cir Court

Filed Oct. 20 1876.

Bill

No 4035 Equity

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

The bill of complaint of Lott Hartsock Trustee of Mary Ann Kirby, Eliza Creager and Adam Creager her husband Executor of the last Will and Testament of John Kirby late of Frederick County deceased and John T Linn respectfully shows unto your Honors that John Kirby late of Frederick County died sometime about the month of April 1874 after having made and executed his last Will and Testament which has been duly admitted to probate by the Orphans Court for Frederick County a copy of which is filed herewith as Exhibit No 1 and which with all other Exhibits herewith filed is prayed to be taken as part of this bill of complaint as fully as if here inserted in words and figures, that by said will the said Jno Kirby devised that after his debts and funeral expenses are paid then his sister Mary Ann Kirby should have all his estate Real and Personal during her life and after her death then all that should remain he devised and bequeathed to your Complainant Eliza Creager and by said will appointed your Complainant Eliza Creager Executrix of said will that Letters Testamentary were duly issued upon said will to your Complainants Eliza Creager and Adam Creager her husband as will appear by an Exemplification of the same filed herewith as Exhibit No. 2. your complainants do further show that at the time of the death of said Jno Kirby he and his said sister Mary Ann Kirby were the equal owners as tenants in common of about twenty four Acres of land situated in Frederick County being the same land purchased by said John and Mary Ann Kirby from Ephraim Eves wife and described in a deed from said Eves a copy of which is filed herewith as Exhibit No 3 and also part of the same land inherited by said John & Mary Ann Kirby from their father Thomas Kirby a copy of which is filed herewith as Exhibit No 4 excepting so much of the last mentioned tract as was sold by said Jno & Mary Ann Kirby to Jacob W Cramer and Theodore L Creager by two separate deeds, copies of which are filed herewith as Exhibits Nos 5 & 6 respectively. Your Complainants further show that by virtue of a writ de lunatico inquirendo issued out of your Honorable Court in No. 3996 Equity and executed on the 17th day of July 1874 the said Mary Ann Kirby was found to be of unsound mind and incapable of governing herself or her property which finding was duly ratified and confirmed by your Honorable Court on the 3rd day of