

Cochran was duly admitted to probate in the Orphans Court for this County on the 12 day of July in the year 1876, as will appear by a certified copy of the order of said Orphan Court admitting said Will to probate which is herewith filed, and marked Exhibit No. 1 to these Defendants answers, and which together with any and all other Exhibits herewith exhibited these Defendants pray may be taken and considered as part of this their answer as fully as if the same were in words and figures herein at length inserted, and further answering these Defendants aver that letters of Administration cum testamento annexo were by said Orphan Court on the same day (July 12, 1876) issued to one Hugh Cochran granting him administration of all the goods, chattels, credits of said John Cochran deceased, as will appear by a certified copy of said Letters of Administration herewith filed, as part hereof and marked Exhibit No. 2. And these Defendants further answering say that they are advised that said grant of Letters of Administration cum testamento annexo upon the goods, chattels, and credits of said John Cochran was made in the rightful exercise of the jurisdiction of said Orphan Court and that this Court is without jurisdiction in relation to said goods, chattels, and credits, but further answering these Defendants say that they are advised that under the Law of this State it is both competent for and the duty of this Court to appoint a Trustee or Trustees to sell the Real Estate of said John Cochran and distribute the proceeds arising from such sales to the parties entitled, according to the terms of said Will and the provisions of the Law of this State, and in so far as these Defendants answering say that they are willing to submit to and abide by such order or decree as your Honors may deem just and right or shall pass for the appointment of a Trustee or Trustees to sell said Real Estate and distribute the proceeds as aforesaid, All which matters with things these Defendants all ready and willing to aver maintain and prove, as this Honorable Court shall direct & humbly pray to be hence dismissed with their reasonable costs & charges in this behalf incurred.

Wm A. Sheckel Sol.  
for Margaret A. Horan & Jas A. Cochran Defts.

Dated Sept 13 1876

(Court's Order admitting Will)

In the matter of the Estate of John Cochran decd.

In the Orphan Court for Frederick County

June Term 1876

The paper writing propounded for probate as the last Will & Testament of said John Cochran bearing date the 7th day of December 1864 having been duly proven by Rev James Davis on the 5th day of July 1876 to be the last Will & Testament of said John Cochran, as appears by this affidavit annexed to said Will & now in the Office of the Register of Wills of this County, and the said last Will & Testament having been proved by Ezra Davis on the 7th day of July 1876 to be the last Will & Testament of said John Cochran, as appears by this affidavit annexed to said Will, the said Rev James Davis & Ezra Davis being the two surviving witnesses to said Will, the signature & handwriting of Brook Ruston a deceased, subscribing witness to said Will having been duly proven by William R. Price to be the proper handwriting of the said Brook Ruston, as appears by the affidavit of the said William R. Price annexed to said Will. It is this 12 day of July A.D. 1876, adjudged & ordered by the Orphan Court of Frederick County that the said Will having been duly proven as required by Law to the same is hereby admitted to probate as the last Will & Testament of John Cochran late of Frederick County deceased.

Wm J. Black  
John Hightman  
Mrs. M. Halbauer

State of Maryland Frederick County to wit:

I hereby certify that the foregoing is a true copy from the Original, as filed & recorded in the Office of the Register of Wills for Frederick County.



In testimony whereof I hereto subscribe name & affix the seal of Office this 13th day of September 1876.

Dist. John R. Ringer Regr.  
of Wills for Fredk. County

Filed Sept 13 1876