

cents; that the first lien on the property sold and on the said funds after the payment of the Mortgage debt, audited in the Audit of this cause was a judgment in favor of the State of Maryland against Lloyd St. Hering and his Bondsmen Jonathan Stout, also being one of the number, said judgment having been rendered in your Honorable Court as a Court of Law, on the 28th day of February A.D. 1874, that said judgment was finally compromised with the State, a considerable statement having been made upon said judgment, and the amount properly falling upon said fund in the settlement of said judgment was One hundred and fifty Dollars which this Petitioner advanced to one of the Bondsmen in this cause to pay said indebtedness which had to be paid out of said Fund; that the next lien upon said Property and fund is that of a judgment in favor of Charles St. Collyers dated on the 23rd day of March A.D. 1874, for \$2197.33 with Interest from date and Cost, said judgment being against said Jonathan Stout and this Petitioner and a certain Elizabeth David judgment being exhibited as Exhibit No. 5, to the bill filed in this cause, that your Petitioner being one of the securities for said indebtedness has paid off said judgment in full, and that said funds now in the hands of the Trustees is not sufficient to pay to your Petitioner the sum above named, and that said fund in the hands of said Trustees belongs in Equity and in fact to your Petitioner. Your Petitioner therefore prays your Honorable Court to pass an order directing said Trustees to over said sum of \$1532.52 and whatever Interest may have been collected thereon to your Petitioner and for general relief

and as in duty bound go,

Joseph Rutzahn

State of Maryland Frederick County Court;
 On this 5th day of July A.D. 1877 before the subscribers Clerk of the Circuit Court for Frederick County as a Court of Equity personally appeared Joseph Rutzahn and made Oath in due form of Law, that the matters and things stated in the foregoing Petition are true to the best of his knowledge and belief,

Thomas Conner, Clerk

The Trustees assent to the foregoing of an Order and Prayed in above Petition

G. V. Sear, for Trustees

In the Matter of the Petition of Joseph Rutzahn } In No. 4029 Equity in the Circuit Court for Frederick County as a Court of Equity }
 May Term 1877,

Ordered this 5th day of July A.D. 1877, upon the foregoing Petition by the Circuit Court for Frederick County as a Court of Equity and by the authority hereby shown, that the Trustees in this cause pay to Joseph Rutzahn the sum of fifteen hundred and fifty two Dollars and fifty two cents being the sum left in their hands subject to the future order of this Court as appears from the Audit in this cause and that said Trustees also pay unto said Joseph Rutzahn whatever interest they have collected on said sum, less the costs and filing and recording this Petition and order
 Filed July 5th 1877.
 Jas. A. Lynch, Judge of the Circuit Court