

No 4182 Equity

Office of "The Examiner,"

Frederick, Md., Nov 13th 1879

Printer's certificate

This is to certify, that the annexed Order and was published in "The Examiner," a Newspaper published in Frederick County, once a week for two successive weeks prior to the 12th day of November 1879

Koeper & Knauff

Final Ratification of Audit

Ordered by the Court this 19th day of November A. D. 1879, that the within Audit be and the same as hereby ratified and confirmed, no cause to the contrary being shown although it appears that the notice required in the preceding order of this Court has been given, and the Trustee is directed to pay out the funds as audited

Filed Nov 20, 1879

John A. Lynch
Judge of the Co. Court

William S. Hersperger et al
vs
Henry C. Hersperger et al

No 2908 Equity
In the Circuit Court for Frederick County, in Equity.

Petition

To the Honorable the Judges of the Sixth Judicial Circuit of the State of Maryland in and for the Circuit Court for Frederick County sitting as a Court of Equity

The petition of William S. Hersperger of Frederick County State of Maryland Respectfully shows unto your Honorable Court that a final decree was passed in this cause on the sixteenth day of March in the year eighteen hundred and sixty one for a sale and distribution of the real estate of Henry Hersperger deceased, and your petitioner was appointed Trustee to make sale of said land That your Petitioner as Trustee proceeded in the execution of said Trust and sold one of the farms of Henry Hersperger deceased for the sum of \$3478. 94, which was distributed the other real estate being a farm of One hundred and seventy seven acres about was in the occupancy of the widow of Henry Hersperger deceased and has been held by her ever since by consent of the parties to this cause - She being the mother or Grand mother of all the parties interested in this suit. That the said widow of Henry Hersperger died in the summer of A. D. 1878 and the parties now want the remaining real estate sold and the proceeds distributed.

Your petitioner further shows that one of the securities on his Bond as Trustee is dead and that he is desirous of being relieved of the labor and trouble of acting as Trustee for the sale of the said remaining real estate and is desirous that Telegraphus S. Hersperger shall be appointed for and instead of your petitioner to complete said Trust according to the tenor and terms of the original decree in this cause.

Your petitioner further shows that since the sale and distribution of that portion of the real estate sold and distributed in this cause that three of the original parties to this Bill and who were children of Henry Hersperger have died leaving children surviving them that is to say Oliver Hersperger is dead and left two sons surviving