

No 4545 Equity

of which will fully appear by reference to a certified copy of said last will and testament, as recorded in the Register of Wills office for Frederick County, and a certified copy of said letters testamentary herewith filed, marked respectively Exhibits No 2 & 3.

Your Complainant further represents that after the death of the said Elizabeth A. Alout it is provided by said last will and testament as follows "I give and devise unto Charles Valentine my only child, all my real and personal estate, that is to say, my dwelling house, and lot situated in Frederick City on Market Street, which was conveyed to me by deed made by John Schroeder and wife together with all my household furniture, and money that may be owing to me at the time of my decease to him the said Charles Valentine, his heirs and assigns in fee simple, Provided that should my son Charles Valentine die before he attains the age of twenty one years, then I desire that the aforesaid property shall be equally divided share and share alike between my sister Mary A. wife of Samuel Angel, Martha J. wife of John Alandson, Louisa A. wife of Theodore Hoffman and Alice wife of William Jackson." that the only real estate the said Elizabeth A. Alout died seized and possessed of is the real estate described in Exhibit No. 1 to this bill and particularly mentioned in the above stew, that as shown by Exhibit No. 2 there was no power of sale in said last will and testament, that the said Charles Valentine Alout, the only child of the said Elizabeth A. Alout, and so mentioned in said Exhibit, and last will and testament is yet living and has attained the age of fifteen years, that the other parties mentioned as contingent legates and devisees, are yet living.

Your Complainant further represents that the said Elizabeth A. Alout died seized and possessed of very little personal estate, a full and complete inventory of which, as returned to the Orphan Court of Frederick County is herewith filed, marked Exhibit No 4, and that as a matter of fact the articles named in said return are all that she had at the time of her death.

Your Complainant further represents that at the time of her death the said Elizabeth A. Alout was indebted unto your Complainant in sundry promissory notes, aggregating, without including the interest the sum of five hundred and forty one dollars, as will appear by said promissory notes herewith filed marked Exhibits No 5, 6, 7 & 8.

Your Complainant further represents, and charges that the sums of money mentioned in said promissory notes and interest on the same are yet due and unpaid, that the personal estate of the said Elizabeth A. Alout is insolvent and wholly insufficient to pay said and debts due, and that said real estate should be sold for that purpose.

Your Complainant further represents and charges that the said Mary A. Angel, resides in Carroll County, Maryland, as does Theodore Hoffman and Louisa A. Hoffman, his wife, that the said John W. Alandson Martha J. Alandson his wife, reside in Frederick County, Maryland, and that William Jackson and Alice Jackson his wife reside in the State of Pennsylvania and do not reside in the State of Maryland.

To the end that the real estate mentioned in said last will and testament and described in Exhibit No 1 to this Bill of Complaint may be sold for the purpose of paying the debt due your Complainant and all other debts of the said Elizabeth A. Alout, may it please your Honor to grant unto your Complainant the writ of subpoena directed to the said Charles Valentine Alout, John W. Alandson and Martha J.

Exhibit
No. 1Acknowledgment
of allCertified
Blank of
of
Carroll Co.