No 1802 Equity Supplemental

William J. Armstrong & Ada M. Armstrong & others
vs
Eliza Armstrong & others

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

The Bill of Complaint, or Supplemental Bill in nature of a Bill of Review of William J. Armstrong, and Ada M Armstrong his wife of Frederick County State of Maryland William T Read, and Ann I Read his wife Thomas Paramore and Henrietta T Paramore his wife, of Accomack County Virginia humbly shows to your Honors

Bill of Complaint

that on the fourth day of March in the year eighteen hundred and forty two, a certain Charles Johnson filed his Bill in Equity in the Circuit Court for Frederick County known as No. 1802 Equity, wherein he, charges that a certain Roger Johnson late of Frederick County, dec^d by his last will, and testament devised, certain lands to the said Charles Johnson, and Joseph A Johnson his Executors for the purpose of paying off a mortgage held by Casper Mantz on said land, and that, after the payment of his debts, and of said Mortgage he, devised the balance of said Land to be distributed as follows — One fourth to the said Charles Johnson — One fourth to said Joseph A Johnson, and the other half to be equally divided between Henrietta Johnson, Sarah Horsey, and Eliza Armstrong, daughters of said testator and to Horothea Johnson his daughter in law The Bill further states that Joseph A. Johnson one of the sons of Roger Johnson, Entitled to one fourth interest in said Lands, conveyed the same to Charles Johnson, and James T Johnson in trust to sell the same, and, apply the proceeds of sale to discharge the liabilities which had been incurred by said Charles Johnson and James T Johnson for the said Joseph A. Johnson, and that said Charles Johnson and James T Johnson in pursuance of the power vested in them by said deed, sold the interest of the said Joseph A. Johnson in, and to the lots in question to Henrietta Johnson — and subsequently said Henrietta Johnson, sold, and conveyed all her right, and interest in said undivided fourth to said Charles Johnson.

The Bill further states that after satisfying all the debts, and especially the mortgage debt due by the said testator to Casper Mantz there was still remaining unsold of the said Mine Bank Farm, about thirty five Acres of Land which under the will, aforesaid belongs to the devisees under the will of said testator and those claiming under them — that said Charles Johnson was entitled to one half of the said real estate, and that the residue belongs to Henrietta Johnson Eliza Armstrong the heirs of Sarah Horsey and Horothea Johnson now Horothea Mc Culloh

The Bill further states that Eliza Armstrong married the Rev Wm Armstrong and now resides in Wheeling Virginia that Sarah, married Ely Horsey, and died leaving the following children, William Henry Horsey, Elizabeth, married to J L Wheat Horcas Horsey married to A A Chapline, Morris Horsey and John Horsey which said Horcas Morris, & John are infants under the age of twenty one years and reside in Wheeling Virginia, that Horothea Johnson daughter in law of said testator married Mr John A. Mc Culloh, and resides in the city of Baltimore, and that El Horsey the husband of Sarah Horsey resides in Wheeling Virginia.

The Bill further states that the interest, and advantage of all the parties infants as well as adults requires that the real estate in the proceedings mentioned be sold, and the proceeds thereof distributed among the parties