No. 4667 Equity

thereon due and all expenses attending said sale together with the usual Chancery commissions and Counsel fees according to the tenor of said mortgage there will remain in the hands of mortgagee a considerable surplus.

And your Petitioner further shows unto your Honors that there is a large amount of debts duly proven in the Orphans Court against the estate of the said Jacob M. Repp deceased. "Exhibit H".

That the personal estate of the said decedent is insolvent and wholly insufficient to pay the just debts due by said Jacob M. Repp "Exhibit H"

And that the surplus arising from the sale of the said Mortgaged premises, after the payment of the mortgage debt with interest due thereon and expenses commissions and attorneys fees, and such other proper claims as this Honorable Court shall order to be paid out of the proceeds of said sale, will be wholly consumed in the payment of said debts Your Petitioner therefore prays your Honorable Court to pass an order directing the Auditor to allow the said surplus to be paid over to your Petitioner as administrator of the said Jacob M. Repp deceased, in order that the same may be distributed to the creditors of the said decedent under the directions of the Orphans Court so far forth as the funds will extend.

And as in duty &c

C. L. Wilson
Solicitor for Petitioner

John S. Repp Adm'r

Order Aud on Auditors Rep

In the Circuit Court for Frederick County
Sitting as a Court of Equity
February Term, 1881

Court's Order

On the foregoing Petition it is ordered by the Circuit Court for Frederick County, sitting as a Court of Equity, this 26th day of March A. D. 1881 that the Auditor of this Court be and he is hereby directed so to state the account of the proceeds of sale in this cause as to allow the surplus proceeds, after the payment of the mortgage debt and interest due thereon together with all proper expenses, commissions, and attorneys fees, and after the payment of such other proper claims as this Court shall have ordered to be paid, to be paid to John S. Repp Administrator of Jacob M. Repp deceased, to be distributed to the Creditors of said Jacob M. Repp under the directions of the Orphans Court.

John A. Lynch
Judge of the Cir. Court

Filed March 28, 1881

Printer's Certificate

Statement of an a/c between John S. Repp, Mortgagee in No 4667 Equity and the Mortgaged Estate of Jacob M. Repp and wife in the Circuit Court for Frederick County.

Auditors Report

To	Amount of Trust funds reported					$1975	00
	Mortgagee usual Chancery Commissions			92	25		
	Solicitor Appr. fee			10	00		
	Clerk Searchs			11	45		
	Mortgagee to pay State & County taxes 1880	v	1	15	73		
	" " Printing	"	2	18	50		
	" paid Auctioneer	"	3	2	00		

Final Ratification of Auditor's Report