# No. 4247 Equity

It is thereupon this 19th day of March, 1881, adjudged, and ordered, that the said objections be, and the same are hereby overruled; and it is further adjudged and ordered that said Auditors Report be, and the same is hereby finally ratified and confirmed, and the said trustee is authorized and directed to pay out the said funds, accordingly, with a due proportion of interest on the said several claims, as the same has been or may be hereafter received.

William C. Ross
Judge of the Cir. Court

Filed March 19, 1881

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# No. 4048 Equity

George Fogle
vs
Ann Andes Jenny
A. Andes et al

Bill of Complaint

To the Honorable the Judges of the Circuit Court for Frederick County, Sitting as a Court of Equity

The Bill of Complaint of George Fogle of Frederick County, Maryland, respectfully showeth, that heretofore to wit on the twenty seventh day of March in the year Eighteen hundred and fifty three, a certain George Andes of the same County and State aforesaid, made executed and delivered to your Orator, a certain deed of Mortgage for the purpose of securing to him the sum of One hundred and seventy five dollars with interest from said date, as therein mentioned, and your Orator files herewith a copy of said Mortgage, marked "Exhibit A," which he prays may be taken and considered as a part of this his Bill of Complaint together with all other Exhibits filed herewith.

Your Orator further showeth that after the execution and delivery of said mortgage as aforesaid the said George Andes departed this life in the year Eighteen hundred and sixty three, leaving Ann Andes, his widow, and James A. Andes and Sarah Andes his children and heirs at law, all of whom are still living and are over twenty one years of age and residents of said Frederick County, and your Orator is advised that said widow Ann Andes has a right of Dower in the Land described in said Mortgage (being a life estate in one third of said land) which has never yet been assigned and set apart to her.

And your Orator further showeth that after the death of the said George Andes, the said James A. Andes, his son and heir at law as aforesaid, made, executed and delivered to a certain Charles Smith of the same County and State aforesaid a certain deed of Mortgage of all his right, title and interest in the land described in said Mortgage to your Orator heretofore referred to as "Exhibit A," for the purpose of securing to the said Charles Smith the sum of One hundred Dollars with interest from August the 8th 1866, as will appear by reference to a certified copy of said mortgage filed herewith marked as "Exhibit B."

Your Orator further showeth that the time for the payment of the said Mortgage debt to your Orator has long since passed; that the whole of the principal of the debt intended to be secured by said Mortgage to your is still due and unpaid and also the interest thereon from the 27th day of March in the year eighteen hundred and seventy. The conditions of said mortgage to your Orator not having been fulfilled, your Orator is advised that he is entitled to have the Mortgaged premises sold for the payment of his said debt.

Your Orator further showeth that the said land is not susceptible of division and that her dower right therein cannot be assigned to the said Widow Ann Andes with advantage, but that it will be greatly to the advantage and interest as well of the said widow