

## No. 4636 Equity

Humly shows unto your Honors that a certain Daniel Kolue, late of Frederick County, deceased, was, in his lifetime, indebted to your Orator in the sum of Twenty six dollars and eighty eight cents (26<sup>88</sup>), on his certain acknowledgement of debt in writing, commonly called a "Blue Bell", and, also in the sum of fifteen dollars and forty one cents (15<sup>41</sup>) for sundry matters, and things properly chargeable on account, as will fully appear by your Orator's Exhibits herewith filed marked "Exhibit A and B", which with all the other Exhibits herewith filed, are prayed to be taken and considered as part of this Bill of Complaint, as fully, as in words and figures set forth.

And your Orator further charges that the said Daniel Kolue, being indebted as aforesaid unto your orator, and, also unto divers other persons in large sums of money, departed this life on or about the 5<sup>th</sup> day of March A. D. 1880, intestate, leaving personal property wholly insufficient for the payment of his just debts, but leaving Real Estate of considerable value of which he was in his life time seized and possessed, consisting of several contiguous lots of ground, as follows: One lot of ground which was conveyed to the said Daniel Kolue by Jacob Gittle by deed, dated March 10<sup>th</sup> 1866, containing Twenty six<sup>(26)</sup> square perches of Land, more or less, one other lot of ground, containing Six (6) acres of land, more or less, conveyed to the said Daniel Kolue by John Miller of H. and wife by deed dated April 3<sup>rd</sup> 1866, and one other lot of ground, containing Sixty five (65) square perches of Land, more or less which was conveyed to the said Daniel Kolue by George Smith and others by deed, dated April 27<sup>th</sup> 1872, as will more fully appear by certified copies of said deeds herewith filed marked respectively "Exhibits Nos 1", "2" and "3", which are prayed to be taken and considered as part of this Bill of Complaint.

And your Orator further charges that the said Daniel Kolue left surviving him, a widow Sarah J. R. Kolue, a daughter Mary Kolue, both of whom are adults and residents of Frederick County; also a daughter, Fanny Kolue, a son Martin Kolue, a son Charles Kolue, a son David Kolue, a son Frank Kolue, and a son Howard Kolue all of whom are infants, and reside in Frederick County, as his heirs at Law.

And your Orator further charges that on or about the 11<sup>th</sup> day of October 1880 letters of Administration of all and singular the personal estate of the said Daniel Kolue, deceased, were granted by the Orphans Court of Frederick County to your Orator, and that as Administrator as aforesaid he has possessed himself of all of said personal estate and has applied the same in due course of Administration as far as the same would extend and until it has been wholly consumed, as will fully appear by a certified Copy of his first and final account passed in the Orphan's Court of Frederick County on the 15<sup>th</sup> day of November, 1880, herewith filed, marked "Exhibit C" as part of this Bill of Complaint.

And your Orator is advised that as the personal estate of the said Daniel Kolue, deceased in the hands of his Administrator was insufficient for the payment of all his just debts and has been applied, as far forth, as the same would extend, your Orator and the other creditors of the said Daniel Kolue, yet unsatisfied are entitled to have their claims paid out of the real estate of the deceased debtor now in the hands of his heirs at Law, as aforesaid.

To the end therefore that the Defendants herein after named, may answer the several matters, and things herein before set forth and that the aforesaid real estate, or so much thereof, as may be necessary for the purpose, may be decreed to be sold, and the proceeds of said sale, applied to the payment of the claims of your Orator and the other creditors of the said Daniel Kolue, who are yet unsatisfied, and that your orator may have such other and further relief as Equity

Bill of  
Complaint

Exhibits