

No. 11631 Equity

Your Petitioner further charges that the Alpheus W. Marriott is dead & that said undivided interest or part of said Real Estate does as aforesaid conveyed to said Barbara Robinson, and upon which the levy of said Judgment attaches, together with the undivided interests of all the other parties tenants in common of said real estate, is about to be sold under the decree of your Honors in this Cause, and the proceeds distributed among the parties entitled thereto.

Your Petitioner therefore prays your Honors to pass an order herein referring this petition together with all the other proceedings in the Cause to the Auditor with instructions to him to take an account of the amount yet due on said Judgment as the proper proportion payable from said A. W. Marriott, by way of contribution to your Petitioner as Co-Surety, and to allow the same out of the funds accruing to said Barbara as one of the parties to these proceedings

As in duty bound

Fred. J. Shelton
Sol for Petitioner

Court's Order
on
Petition of
Lewis M. Murray

Ordered by the Court this 1st day of April A. D. 1881 that the foregoing petition be & the same is hereby referred to the Auditor appointed or to be appointed in this Cause; and the said Auditor is hereby instructed to take an account of the amount yet due on the Judgment referred to in said petition and properly payable by said Alpheus W. Marriott to Lewis M. Murray, as Co-Surety, and to allow and audit the proportion of trust funds in this Cause which would accrue to Barbara Marriott (nee Robinson) or so much thereof as may be necessary to pay the amount found to be due by said Alpheus W. Marriott in said Judgment to said Lewis M. Murray, as Co-Surety, to said Lewis M. Murray, subject to all exceptions.

Jno. Ritchie
John A. Lynch
Judges of the Cir-Court.

Filed April 1, 1881

The Farmers & Mechanics
Nat Bank of Frederick
@
Valerius Ebert, Lewis M
Murray & Alpheus W. Marriott

No. 246 Trials
September Term 1873
In the Circuit Court for Frederick
County.

Amount due on the Judgment in the above
entitled cause including interest and costs May 10th 1880 \$ 2,292. 70

Exhibit A
to Petition

Received May 10th, 1880 from Fredk
J. Shelton, Trustee in No. 4481, Equity, divided
on sale of Real estate of Valerius Ebert
Amt. due Bank on Judt May 10th 1880

Chas. E. Trail, Post
726. 72
1565. 98

May 10th 1880 Received from Fredk J. Shelton
Atty for Lewis M. Murray, one of the sureties for
Ebert the Balance on the above Judgment

\$ 1565. 98
Chas. E. Trail, Post of the
Farmers & Mech Nat Bank