

No. 4406 Equity

the 1st day of April A. D. 1878, your Complainant, and said John A. Miller had, a settlement when it was ascertained that the balance due your Complainant on said several sales of Land, aggregated the sum of Three hundred & seven & 70/100 Dollars, when the said John A. Miller executed and delivered to your Complainant his single Bill for said amount payable one day after date, and which is filed in this case, marked Exhibit No. 3, and which was for the balance of the purchase money due your Complainant for all of said land sold, said Miller as aforesaid, that your Complainant never executed a deed to said Miller for any portion of said Land but retained his vendors lien for said balance of purchase money all of which is now over due with interest from said first day of April A. D. 1878.

Your Complainant would further show that said Geo. A. Miller died intestate since said 1st day of April, 1878, leaving Amelia Miller as his widow and Geo. H. Miller, Christian Miller, Elizabeth E. Miller & William H. Miller, as his only children & heirs at law, all of whom, are adults and reside in Frederick County. Your Complainant would further allege that Letters of Administration upon the Personal Estate of said John A. Miller have been granted by the Orphans Court for Frederick County to said Geo. H. Miller and said Personal Estate is insufficient to pay the debts of said Geo. A. Miller and it will be necessary to sell said real estate, or said John A. Millers interest in the same to pay said debts, and with the view to prevent an multiplicity of suits, and unnecessary expense & costs this amended bill is filed as well for the Complainant, as for all other creditors of said John A. Miller who may come in & contribute to the expense of this suit.

It is tender, consideration whereof, and to the end that said Amelia Miller, Geo. H. Miller, Christian Miller, Elizabeth E. Miller, William H. Miller and said Geo. H. Miller as Administrator, may answer the premises, and this amended bill fully & particularly, and that said Real Estate may be sold by a Saletor to be appointed by your Honorable Court for the payment of your Complainants said claim, and interest, and that your Complainant may have such other & further relief in the premises, as the nature of the case, may require, and to your Honor shall seem right. Pray it please your Honor to grant unto your Complainant the State of Maryland's writ of Subpoena directed to said Amelia Miller, Geo. H. Miller, Christian Miller, Elizabeth E. Miller & W. H. Miller & said Geo. H. Miller Adm<sup>r</sup>, directing and commanding them, and each of them to be & appear in your Honorable Court on some certain day to be therein named to, and answer the premises and to abide by and perform such order, or decree, as to your Honor shall seem right, and a sum duty bound your Complainant will ever pray &c

Filed Feby 13th, 1879.

Milton G. Orner  
Solt for Couplet

Maryland, Ct:



The State of Maryland  
To Amelia Miller, George H. Miller, Christian Miller, Elizabeth E. Miller, William H. Miller & George H. Miller Adm<sup>r</sup>, of Frederick County, Greeting.

You are hereby commanded that all excuses set apart; you personally, appear before the Judge of the Circuit Court for Frederick County, sitting as a Court of Equity, to be held at the Court House in Frederick Town, in and for said County, on the third Monday of February Inst. to answer the amended Bill of Complaint of Christian Lutz, against you in said Court exhibited, and so forth.

Subpoena