

No. 4406 Equity.

Maryland, in and for said County, in the sum of seventy eight dollars and thirty nine cents (78.39) that your Petitioner at the request of John A. Miller superseded the same and finally paid the same at the date when and to the amount specified in the receipts upon said original Judgment which is filed herewith together with the open account and promissory note aforementioned as Exhibits A, B & C, respectively. And your Petitioner further shows that a certain Christian Sautz has filed a Creditors Bill in behalf of himself and all other Creditors of John A. Miller late of Frederick County deceased, who may come in and join in said proceedings, seeking to sell the real estate or interest in land of which John A. Miller died seized possessed or in any manner entitled to the payment of his debts and alleging the insufficiency of the personal estate of said John A. Miller to pay his debts.

Your Petitioner therefore prays your Honor to pass an order making your Petitioner stand in said Cause as a Co-Complainant with the original Complainant in the Cause No 4406 on the docket of your Honorable Court - And as in duty bound &c

Wm P. Maulsby Jr
Solicitor for Petitioner

Courts Order
on
Petition

The foregoing Petition of Thomas Clabaugh having been duly read and considered it is thereupon this sixth day of December A. D. 1879, adjudged and ordered that Thomas Clabaugh the Petitioner named therein be and he is hereby made a Co-Complainant with Christian Sautz the original Complainant in the Cause No. 4406 on the docket of this Court and it is further ordered that a Copy of this Petition & order be served upon the Defendants in said cause or the Solicitor for said defendants

John A. Lynch
Judge of the Cir. Court.

Filed Dec. 6. 1879

Christian Sautz
Amelia Miller
George H. Miller et al

No 4406 Equity Docket
In the Circuit Court for Frederick County.

Consent of
parties to
a decree

The Defendants in this Cause, after fuller inquiry and investigation, do claim that the single Bill of John A. Miller for \$307 for mentioned in the Bill of Complaint, and filed therewith as Exhibit No 3, was solely for the balance of the purchase money yet due and unpaid, at the time of his decease upon the parcels of Land purchased by him of Christian Sautz, the Complainant, described as Lot No 2 and Lot No 3, respectively, on the Plat filed as Exhibit No 4 with Complainants Amended Bill, and that the parcel of 57 Acres and 8 perches, more or less, described as Lot No 1 on said Plat, wherein is said Miller's dwelling House, was fully paid for by said Miller before his death, although he never obtained an actual deed therefor from the Complainant - And these Defendants, provided the Complainant assents to, admits and abides by the statement of facts herein made, consent to a decree for the sale of the property described said Lot No 1 however to be sold subject to the dower of Amelia Smith, widow of said John A. thereon.

Jno Ritchie
Solicitor for Defendants.

Consent of
Compl't to a
decree.

The Complainant, Christian Sautz, assents to, admits and will abide by the statement of facts abovesaid and set forth by the Defendants, and likewise consents to a decree for the sale of the property referred to, said Lot No 1 to be sold subject to the dower of the said Amelia thereon

Milton G. Orner
Solr for Compl'ts.

Filed Feb 9, 1880