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No. 4711 Equity

Mary A. Weirick,

Jerome W. Eckenrode  
and wife and others

Proceedings Recorded June 27, 1883  
Test

Adolphus Fearhake &  
Clerk

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

The Bill of Complaint of Mary A. Weirick of Frederick County in the State of Maryland, who sues as well for herself as all other creditors of Samuel W. Eckenrode, late of Frederick County, deceased, who will come in and contribute to the expenses of this suit humbly shows, That a certain Samuel W. Eckenrode late of Frederick County, deceased was in his life time indebted unto your Complainant Mary A. Weirick, upon a promissory note for Two hundred and fifty dollars, dated on the fifth day of April A. D. 1879 payable twelve months after date which is still due and unpaid and your Complainant files said promissory note herewith as a part of her Bill of Complaint, marked Exhibit No. 1.

Bill of  
Complaint

Your Complainant further states that the said Samuel W. Eckenrode being indebted as aforesaid and also to divers other persons in large sums of money and having real and personal estate of considerable value departed this life intestate in or about the year Eighteen hundred and seventy-nine leaving as his children and heirs at law the following a son Jerome W. Eckenrode who is married, and the name of whose wife is Jane L. Eckenrode both adults non-residents of the State of Maryland, a daughter, Mary C. Eckenrode, a daughter Emily J. Eckenrode a son John J. Eckenrode who is married and the name of whose wife is Catharine Eckenrode, a daughter Margaret A. now wife of Ferdinand Hahn all adults living in Frederick County.

Your Complainant further states that Administration of the personal estate of said Samuel W. Eckenrode has been granted by the Orphan Court of Frederick County to said Jerome W. Eckenrode and John J. Eckenrode who have possessed themselves of said personal estate but that the said personal estate is not sufficient to pay the debts due and owing by said intestate at the time of his death, and your Complainant is advised that the said personal estate ought to be applied to the payment of the claim of your Complainant and of the creditors of the said Samuel W. Eckenrode, and that any deficiency in the said personal estate ought to be supplied by a sale of the real estate of the aforesaid debtor.

Your Complainant further states that said Samuel W. Eckenrode was at the time of his death seized and possessed of the real estate described in certified copies of deeds herewith filed as part hereof marked Exhibit No. 2, and an unrecorded deed, marked Exhibit No. 3, respectively, in which is a mortgage a certified copy whereof is herewith filed as part hereof marked Exhibit No. 4 the same being held by Mary C. Patterson of Frederick County as appears from the Will of William Patterson, a copy whereof is herewith filed as Exhibit 5.

To the end that the defendants hereinafter named may answer the pre-