

## No 5951. Equity.

John L. Derr.

vs.

George L. Derr and Francis V. Derr, his wife, Charles E. Derr and Alice R. Derr, his wife, Millard T. Derr and Mary Derr, his wife, and Hiram A. Derr and Florence Derr, his wife, Rufus A. McClain and Margaret McClain, his wife, George Englebeck and Elizabeth, his wife, George E. Mullins, John D. Hendrickson, Isaac Lowenstein, David Lowenstein, George H. Smith, Titelman T. Hershey, the Frederick Town Savings Institution and Dr. Justus Dunt.

In the Circuit Court for Frederick County sitting as a Court of Equity

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

1st. That in the month of September in the year eighteen hundred and eighty-four, one Catherine Derr of Frederick City, Frederick County, Maryland, departed this life, intestate, seized and possessed of certain lots or parts of lots of ground situated in Frederick City, Maryland, which in the year eighteen hundred and sixty were conveyed to her by deed from John Lantz, Trustee, a certified copy of which deed, as recorded in Liber B. E. T. folio 7154c. One of the Land Records of Frederick County, and which contains a full description of said lots or parts of lots, is herewith filed, as Exhibit No. 1 to this Bill of complaint, and it is prayed may be taken as a part hereof as fully as if inserted in words and figures, as well as all other Exhibits by this Complaint herewith filed.

and. That the said Catherine Derr left surviving her the following children and heirs at law, to-wit, George L. Derr, who is married, and whose wife's name is Francis V. Derr, Charles E. Derr, who is married, and whose wife's name is Alice R. Derr, Millard T. Derr, who is married, and whose wife's name is Mary Derr, Hiram A. Derr, who is married, and whose wife's name is Florence Derr, Margaret J. McClain, whose husband's name is Rufus A. McClain, Elizabeth Englebeck, whose husband's name is George Englebeck and your Complainant, all of whom are your and daughter of the said deceased and reside in Frederick County, Maryland, and are over twenty one years of age 3d. That on the 16th day of August in the year eighteen hundred and eighty-four, the said Catherine Derr, who is now dead, executed to the Frederick Town Savings Institution, a corporation, of Frederick County, Maryland, duly authorized to take Mortgages for the purposes below set forth, a deed of Mortgage conveying to it the real estate described in Exhibit No. 1. to secure the payment of the sum of one hundred and thirty-five dollars, a certified copy of <sup>which</sup> Mortgage is recorded among the Land Records of Frederick County is herewith filed, as Exhibit No. 2. to this Bill.

4th. That on the 8th day of September in the year eighteen hundred and eighty-three, the said Catherine Derr paid her husband Daniel Derr.