

No 5043 Equity

Sumpter Heard } No. 5043 Equity  
 Lucretia S. Street & Others } In the Circuit Court for Frederick County, as a Court of Equity. March Term 1886.

In this case, the Court is of the opinion that the plea of limitation filed by William H. Heard, and others by their Solicitor F. J. Eldredge, is sufficient to show that they rely upon the statute of limitations, as to the claims in said plea mentioned. It is therefore, this 5th day of March A.D. 1886, by the Circuit for Frederick County, as a Court of Equity, and by the authority thereof, ordered and decreed, that so much of the Auditor's Report No. 1, as relates to the costs and expenses of the case, be and the same is hereby ratified and confirmed; and that the remainder of the said Report No. 1, and the Report No. 2, be and the same are hereby rejected; and it is further ordered and decreed, that the papers in this case be and is hereby remanded to the Auditor, who is hereby instructed to state another account of the balance of the Trust fund, and he is further instructed to allow all the claims filed in the case, except the claims of John Robke, Samuel D. Doll, George Miller, Henry P. Ruprecht, George S. Goshon, Wesley Wilson and Mackey and Mrs. E. J. Eldredge, and report the same to this Court.

John A. Lynch, John T. Vinson -  
 Judges of the Circuit Court.

Court's order ratify-  
 ing part of decision  
 Report No. 1, & reman-  
 ding this case to  
 the Auditor, to  
 state another  
 account.

Statement of Account No. 3 in No 5043 Equity between Thomas E. Pope Trustee and the parties interested

To	Balance in hands of Trustees for distribution			4897 09
By	Trustee to pay costs of testimony on exceptions	10	50	
"	J. C. Derr Sheriff		40	
"	W. Strong Parsons Clerk's Fees	7	35	
"	J. E. R. Wood Auditors fees	4	50	22 75
	Leaving a balance of -			4786 34
	Whereof three accrue.			
To	Thos. T. Trotter in full of his account	234	00	
"	Henry N. Peterson & son in full of their account	50	00	284 00
	Leaving balance of -			4502 34
	Whereof three accrue			
To	Lucretia's Street a daughter	1/5	900	46 2/5
"	Ellen A. Chipley a daughter	1/5	900	46 2/5
"	Lawrence Beck a son	1/5	900	46 2/5
"	Fredrick W. Skigh a son	1/5	900	46 2/5
"	Annetta Baughman a Grand-daughter	1/5 of 1/5	160	07 1/5
"	Bradley P. J. Heard a Grand-son	1/5 of 1/5	150	07 1/5
"	Wm Heard a Grand-son	1/5 of 1/5	150	07 1/5
"	Florence Heard a Grand-daughter	1/5 of 1/5	150	07 1/5
"	Clara Heard a Grand-daughter	1/5 of 1/5	150	07 1/5
"	Sumpter Heard a Grand-son	1/5 of 1/5	150	07 1/5
				4502 34

Auditor's 3d.  
 report & account.

To the Honorable the Judges of the Circuit Court for Frederick County, sitting as a Court of Equity -  
 In this case I have allowed the additional <sup>exceptions and</sup> cost of expenses of this audit, & then allowed the claims per Court's Decree and distributed the residue among the heirs.  
 J. E. R. Wood (Seal) Auditor.

The Audit, within Reported, in accordance with the decree, passed in the case on the exceptions filed, to certain claims allowed is hereby finally ratified, and confirmed, and the Trustee is further on hand on this 9th day of March 1886, to pay out the money, as audited,  
 John A. Lynch,  
 John T. Vinson,  
 Judges of the Circuit Court.