

No 5083 Equity.

vested in his above named heirs - at law as copartners & tenants in Common, subject to the payment of all debts due by said deceased in the want of an insufficiency of Personal Estate to Liquidate the same, and that the same cannot be divided without loss or injury to the parties interested. To the end therefore that the defendants herein named may answer the premises, and that the aforesaid Real Estate may be Decreed to be sold and so much of the proceeds thereof as may be necessary for the purpose, be applied to the payment of so much of the aforesaid debts as may remain unsatisfied by the application of the personal Estate aforesaid, and that the remainder of such proceeds of sale may be distributed among the parties interested and entitled thereto, and that your orator may have such further and other relief as his case may require

May it please your Honor to grant unto your complainant an order of Publication giving notice to the said Mutual D. Fogle and Catharine Fogle, his wife, non residents of the State of Maryland, and residents of the State of Ohio, of the object and substance of this Bill, and warning them to appear in this Court on some certain day to be named therein to show cause if any they have, why the relief prayed for should not be granted.

And may it further please your Honor to grant a writ of Subpoena against the said Daniel E. Buckley, a resident of Frederick County Maryland, commanding him to be and appear in this Honorable Court on some certain day to be named therein to answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound &c
John C. Motter. Sol. for pl't.

David Fogle. April 3rd 1885 =

To Peter Fogle Dy
Of One Year Board of David Fogle and attention
from April 1st 1884 to time of Death

The State of Maryland, Frederick County, S.S. \$50.00

Exhibit No. 1.

On the 3rd day of April, eighteen hundred and eighty-five before the subscriber, a Justice of the Peace, in and for said County, personally appears Peter Fogle and makes oath on the Holy Evangelist of Almighty God, that the above account, as stated, is just and true, and that, to the best of his knowledge and belief, no part or parcel of the same has ever been, either directly or indirectly, paid, satisfied, or secured.

Sworn before
James A. Pesant J.P.