

No. 5078 Equity

George P. Buckey, and Emanuel
Fogle } Plaintiffs.

No. 5078 Equity -
In the Circuit Court for
Frederick County, as
a Court

George A. Hoff, Annie M. E.
Hoff & William Hoff. Defendants.

of Equity.

To the Honorable the Judges, of said Court, Your Orators,
who are, as well for themselves as all other Creditors of Magdalena
Biddinger late, of Frederick County, deceased who will come in
and contribute to the expenses of this suit, complaining say,

Bill of Complaint

1. That a certain Magdalena Biddinger late of Frederick County
deceased was in her life-time indebted unto your Orator George P.
Buckey in the sum of Forty-five dollars on a certain single
Bill dated on the tenth day of April in the year Eighteen Hundred
and eighty-two payable thirty days after date with interest from
date, and in the further sum of Seventy-five dollars on a certain
promissory note dated on the seventh day of April in the year
Eighteen Hundred and eighty-three payable ten Months after
date with interest from date, and in the further sum of twelve
dollars on a certain promissory note dated on the twenty-second
day of May in the year Eighteen hundred and eighty-three payable
Ninety-days after date with interest from date, and said Magdalena
Biddinger was in her lifetime indebted unto your Orator Emanuel
Fogle in the sum of two hundred and fifty dollars on a certain promissory
note dated on the twenty-eighth day of March in the year Eighteen
hundred and eighty-four payable twelve months after date with interest
from date which single bill, and promissory notes, are herewith filed
as part hereof marked respectively Exhibits Nos. 1, 2, 3, and 4.

2. That said Magdalena Biddinger being indebted, as aforesaid, unto
your orators and also unto divers other persons in various Sums of
money, and having Real Estate of considerable value situated in Frederick
County, and little or no personal property whatever, departed this life in the
latter part of the year Eighteen Hundred and eighty-four.

3. That on or about the twelfth day of July in the year Eighteen Hundred
and eighty-three the said Magdalena Biddinger duly made and executed
her last will and testament in writing and thereby devised and bequeathed
to her son George A. Hoff all her entire Estate, Real, personal and mixed
during his natural life, and after his death to be sold by her Executor therein
named, and the proceeds of sale to be paid out, as follows, namely to
her daughter-in-law Anna Mary Hoff wife of said George A. Hoff
the sum of One hundred Dollars which she claimed in said property, and
also One hundred dollars as a bequest, and the balance of the said money
to the child or children of the said George A. Hoff and the said testatrix
further appointed a certain Henry Saylor Executor of said last will and testament.

4. That said Magdalena Biddinger died leaving said last Will and
Testament unaltered, and unrevoked, and shortly after her death the same
was in due form of Law admitted to probate by the Orphans Court
of Frederick County, and the said Henry Saylor duly renounced the
execution thereof, and no one has applied for, nor have letters testamentary
thereon been granted to any one, and your orators file herewith as part