

N^o 5078 Equity.

The Object of the Bill filed in this cause is to procure a decree for the sale of the Real Estate of which Magdalena Biddinger seized and possessed, or so much thereof as may be necessary for the purpose of paying the claims of the creditors. The Bill alleges—

1. That said Magdalena Biddinger was in her life-time indebted to George P. Buckey in the Sum of forty-five dollars upon a single bill, dated on the tenth day of April A.D. 1882 payable at thirty days with interest, and in the further sum of seventy-five dollars upon a promissory Note, dated on the seventh day of April A.D. 1883 payable ten months after date with interest, and in the further sum of twelve dollars upon a promissory Note dated on the twenty-second day of May A.D. 1883 payable at ninety days with interest, and was likewise indebted to Emanuel Fogle in the Sum of two Hundred and fifty dollars on a promissory Note dated on the twenty-eighth day of March A.D. 1884 payable twelve months after date with interest.

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2. That said Magdalena Biddinger being indebted as aforesaid and also unto other persons, and having Real Estate situated in Frederick County and little or no personal property, died in the latter part of the year 1884

3. That on or about the twelfth day of July A.D. 1883, said Magdalena Biddinger duly made and executed her last will and testament and thereby devised and bequeathed to her son George A. Hoff all her entire estate, real and personal, during his natural life, and upon his death to be sold by her Executor, and the proceeds of sale to be paid as follows, two hundred dollars to Anna May Hoff wife of said George A. Hoff, and the balance to the child or children of said George A. Hoff and appointed Henry Saylor Executor of said

4. That said Magdalena Biddinger died leaving said will unrevoked and the same was duly admitted to probate, and said Henry Saylor duly renounced the execution thereof, and no letters testamentary thereon have been granted to any one.

5. That said George A. Hoff is an adult now resident of the State of Maryland whose place of residence is unknown to Plaintiffs, that his wife Anna M. E. Hoff is an adult residing in Frederick County, and that the only child of said George A. Hoff is a son William Hoff who is an infant residing in Frederick County.

6. That said personal property is insufficient to discharge the debts of said testatrix, and the deficiency in said personal Estate ought to be supplied by a sale of the real Estate of said Magdalena Biddinger.

7. That said Real Estate is descended in a deed from Samuel Putman and wife to said Magdalena Biddinger exhibited with the Bill.

The Bill prays.

1. For an account of the debts owing by said Testatrix at the time of her death.
2. That the personal estate if any may be applied in payment of said debts.
3. That said Real Estate, or so much thereof as may be necessary for the purpose, may be sold for the payment of the remainder of said debts—

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