No 4960 Equity.

Your of the Children of Charles S. Simmons late of Frederick County deceased that the property mentioned in Exhibit No 2 filed with the Bill of Complaint in this Cause is a Mill and surrounding property, that the same is mortgaged to secure the sum of $7641.83 due certain wards of said Charles S. Simmons, one of whom is now of age and desirous of his money as soon as may be while the money due the other two who are Minors are earning interest, that there is no property of the personal Estate paying off the debts due by said Charles S. Simmons, so that it is absolutely Certain that said property mentioned in Exhibit No 2 will be sold at the final decree in the Case while it is now liable to be sold at a forced Cash sale under the Mortgage mentioned in paragraph 8 of Bill as Exhibit No 8 in which Mortgage, your petitioner Elizabeth C. is not joined as a Grantor, that said property is now and has been for some time been idle and unoccupied, that the season of the year when the same should be put in order for purposes of Milling is rapidly approaching, that the same if not sold at an early day will most likely to remain unsold for an other year while the continued nonuser of it is at once expensive and leaving the property liable to great damage from water and otherwise, Your Petitioners therefore pray your Honors to pass an order authorizing and directing an immediate sale of the property mentioned in Exhibits No 2 filed with the Bill of Complaint and that the proceeds of said sale may be brought into your Honors Court to be deposited invested or otherwise disposed of as to your Honors shall seem good until a final decree in the premises.

And your Petitioners will ever pray &c

State of Maryland Frederick County to wit.

On this 7 day of February 1884 before the subscriber a Justice of the Peace of said State in & for said County personally appeared Lee H. Simmons, J. Frank Simmons and Fannie Simmons and did each make oath on the Holy Evangels of Almighty God that the matters & things in foregoing Petition are true as therein stated.

Jermingham Boon J. P.

State of Maryland, Frederick County to wit:

On this Day of February 1884 before the subscriber a Justice of the Peace of the State of Maryland in and for Frederick County personally appeared Elizabeth C. Simmons and made oath on the Holy Evangels of Almighty God that she is the widow and Administratrix of Charles S. Simmons late of Frederick County dec^d the property in foregoing Petition mentioned is subject to the debts therein mentioned that besides these debts the said Charles S. Simmons is indebted to the amount of between 9 & 10,000 beyond the Mortgages in the Bill of Complaint mentioned, while the personal Estate of said Charles S. Simmons will not exceed the sum of at the utmost between 9 & 10,000; and that the statements of facts contained in said petition are true as therein set forth to the best of her knowledge and belief.

Jermingham Boone J. P.

Sworn this 8th day of February 1884

The aforegoing Petition having been read and considered and the Court being satisfied by Reference Eq. by the Bill of Complaint that