

No. 6023. Equity.

the said Elizabeth Norrell is named as the Executrix, and which will was duly admitted to probate by the Orphans Court of Frederick County and letters testamentary were granted to the said Elizabeth Norrell, a Certified Copy of which will is filed herewith as Exhibit No 3 to this Bill.

6<sup>th</sup> That by the terms of said will said real Estate described in Exhibit No 1 was given to his wife for life, and after her death it was to be sold under certain Contingencies, and the proceeds divided up among his heirs at law, all of which are made parties defendants to this Bill.

7<sup>th</sup> That by said will a certain portion of said real Estate was devised to his son John A. Norrell, that is he was to have the privilege of taking the same upon the payment of said mortgage debt and certain other monies to the heirs at law, and the son Frank Norrell was also to have the privilege of taking said land, but both of them have declined to take it.

8<sup>th</sup> That the said John Norrell left surviving him the following sons and daughters as his heirs at law, all of whom are adult over twenty one years of age, but Frank, who is a minor, viz.

1. A son John A. Norrell, whose wife's name is Catharine

2. A son Charles Norrell, whose wife's name is Annie

3. A son Frank Norrell

4. A daughter Mary Kliff, whose husband's name is Paul Kliff

5. A daughter Elizabeth Hambur, whose husband's name is George Hambur, all of whom reside in Frederick County, Maryland, with the exception of Charles Norrell and Annie his wife who reside in Kansas and are non residents of the State of Maryland.

9<sup>th</sup> That on the death of the said John Norrell the real Estate described in Exhibit No 1 - and of which he died seized and possessed was devised as set forth in his said will, and that his said heirs at law have an interest therein under said will, as his widow Elizabeth Norrell who is yet living and who accepted the terms of said will, and who is the Executrix thereof.

10<sup>th</sup> That said mortgage debt being due and unpaid the plaintiff has the right to have said real Estate sold under the decree of your Honorable Court and the proceeds applied so far as necessary to the payment of said mortgage debt, and especially so that so when the personal Estate of the said John Norrell is utterly insufficient to pay said debt. And the plaintiff prays for the following relief.

1<sup>st</sup> That a decree may be passed for the sale of the real Estate described in Exhibit No 1 and for the application of the proceeds to the payment of said mortgage debt.

2<sup>nd</sup> That a summons be issued directed to the said Elizabeth Norrell as Executrix and to her family, John A. Norrell and Catharine Norrell, his wife, Frank Norrell, Paul Kliff, and Mary Kliff, his wife and George Hambur and Elizabeth Hambur, his wife, of Frederick County, Maryland, commanding them to be and appear in your Honorable Court on some certain day to be named therein, to answer said bill and abide by and perform such decree as may be passed therein.

That an order of publication be issued directed to the said Charles Norrell and Annie Norrell his wife, the nonresidents