

Bill of complaint

No. 6929 Equity.

and will not begin to pay the creditors of said deceased, and they are further advised that what personal estate is there belonging to said deceased ought to be administered on and sold and the proceeds applied to the payment of the claims of your Complainants and the other Creditors of the said Frank Ellisoate so far as the same will extend and that any deficiency in said personal estate ought to be supplied by a sale of the real estate of which the said Frank Ellisoate died seized and possessed.

Sixth, That the real estate of which the said Frank Ellisoate died, seized and possessed consists of a small lot or parcel of ground with a building thereon, situated in Middletown, Frederick County, Maryland, which is more fully described in the deed from Jacob Dutton, Executor, of Alexandria to the said Frank Ellisoate, bearing date of October 10th, 1857, and recorded in Liber D. G. F. No. 2 Folio 325, one of the Land records of Frederick County, a certified copy whereof is filed herewith marked Exhibit "F."

Seventh, That at the time of his death the said Frank Ellisoate left no legitimate children surviving him, but left the following legatees named in his will to wit: William Ellisoate, who resides in the State of Ohio, and who is now in the Volunteer Service of the U. S. Army and Amanda Ellisoate, who married John H. Williams but has obtained a divorce from her said husband and is now married to Hiram Saunders both of whom live at Middletown, Maryland, and Joseph H. Ellisoate, who is now at the House of Reformation for colored boys at Cheltenham, Md. and is an infant.

And your Complainants pray for the following relief:-

1. That said real estate as well as ^{or} of the personal estate of the said Frank Ellisoate, deceased, may be decreed to be sold for the payment of the claims of your Complainants and the claims of the other creditors of said deceased.
2. And for such other and further relief as the nature of their case may require.

And your Complainants pray for the following process:-

That the writ of Subpoena may be directed to the said Amanda Williams nee Ellisoate and her husband Hiram Saunders both adults residing at Middletown, Maryland, and Joseph H. Ellisoate an infant residing at the House of Reformation for colored boys at Cheltenham commanding them, and each of them to be and appear in this Court in person or by solicitor on or before a certain day to be named therein, to show cause if any they have why a decree ought not to be prayed as prayed.

And an order of Publication giving notice to the said William Ellisoate, adult non-resident, residing in the State of Ohio, of the object and substance of this Bill and warning them to appear in this Court, in person or by solicitor, on or before a certain day to be named therein, to show cause, if any he has, why a decree ought not to pass as prayed.



And in duty,

Emory L. Cobbley
Clarence L. Notes

J. Frank Parke

Solicitors for Plaintiffs

Exhibit

Exhibit