Order of Publication

No. 6222 Equity.

Order of Publication

Jacob B. Tyson, Nathan S. Tyson and Henry B. Tyson, Copartners trading as J. Tyson & Son and Marion S. Marion

vs.

The unknown heirs of Charles H. Duncan, dec'd.

No. 6222 Equity.
In the Circuit Court for Frederick County Md. as a Court of Equity.

The object of this suit is to obtain a decree for the sale of the Real Estate of which Charles H. Duncan late of Frederick County, Md. died seized and possessed

The Bill states

1. That in or about December 1893, Charles H. Duncan late of said County died intestate seized and possessed of a lot of ground improved with dwelling situate in or near the town of Brunswick in Frederick County, Md.

2. That said Charles H. Duncan was adult unmarried and resident of said County and is believed to have left surviving him relatives who inherited said real estate subject to the payment of his debts but their names and residences are unknown to Plaintiff and they are believed to be non resident of the State of Maryland and resident of Virginia

3. That said Tysons are the owners and holders of a certain promissory note made by said Duncan in his life time for two hundred and thirty seven dollars payable to the order of one John C. Burch with interest which note was assigned to them by said Burch before its maturity for value and which note is still due and unpaid, That said Marion S. Michael is the holder of promissory note made by said Duncan for two hundred and seventeen Dollars with interest payable to the order of said Burch which was duly assigned by said Burch and which is due and unpaid

4. That said Duncan died intestate and left no personal estate or if any, a very insignificant amount then having been no grant of administration thereon in said Frederick County, or elsewhere to the knowledge of Plaintiffs.

5. That Plaintiffs are entitled to have said real estate applied to the payment of their said claims and to have the same sold by trustee appointed by decree of said Court and the proceeds applied to the payment of said indebtedness and such other creditors as may come in and contribute to the expenses of these proceedings and the balance if any divided among the heirs at law of said Charles H. Duncan deceased according to their respective interest.

The Bill prays for following relief. Decree for sale of said Real Estate and distribution of proceeds among parties entitled according to their respective rights an order of Publication against the unknown heirs of said Charles H. Duncan notifying them of the object and substance of the Bill &c. and general relief.

It is thereupon this 26th day of June A.D. 1894 ordered and decreed by the Circuit Court for Frederick County, as a Court of Equity and by the authority thereof that plaintiffs give notice to the unknown heirs of Charles H. Duncan deceased of the object and substance of the Bill and warning them and each of them to be and appear in this Court in person