

No. 7579 Equity

that the real estate of which William H. Phetue died Seized and possessed has been sold under the proceedings heretofore had in this cause, and the proceeds of sale are now, or will shortly be, in the hands of the trustees appointed by your Honorable Court to make such sale to be distributed to the parties thereto entitled under the orders and direction of your Honorable Court to make such sale to be distributed to the parties thereto entitled under the orders and a direction of your Honorable Court.

2nd That your petitioner John C. Harder is an adult resident of Frederick County, engaged in the business of Merchandising at Monrovia in said County.

3rd That the said William H. Phetue, was in his lifetime, indebted to your petitioner, on open account to the extent of Forty-six dollars and Forty-six cents, which with interest now amounts to the sum of Fifty-one dollars and ten cents (\$51.10) as is shown by an itemized Statement of said open account herewith filed as Exhibit "J. C. H." and which, together with all other exhibits hereinafter produced it is prayed may be taken and considered as a part of this petition.

4th That the heirs at law of the said William H. Phetue are as mentioned and set forth in the Bill heretofore filed in this cause, except that since the filing of said Bill Vernon C. Phetue, intermarried with Lula, and has departed this life leaving his said wife Lula Phetue his surviving, and without leaving any child or children or descendants.

5th That Ellen Phetue, widow of said William H. Phetue, deceased, was, by the Orphan's Court of Frederick County, appointed administratrix of the goods and chattels of said William H. Phetue, deceased and duly qualified as such as appears from Certified Copy of letters of administration herewith filed as exhibit "E. P."

6th That the personal estate of the said William H. Phetue is wholly insufficient for the payment of his debts, and your petitioner charges that he and the other creditors of said William H. Phetue who may come in and contribute to the expenses of this proceeding are entitled to have their claims paid out of the proceeds of the sale of the real estate of which the said William H. Phetue died seized and possessed.

Your petitioner therefore prays your Honor to pass a decree directing that the claim of your petitioner and the claims of all other creditors of the said William H. Phetue who may come in and contribute to the expenses of this proceeding, be paid out of the proceeds of sale of the real estate, in this cause of which the said William H. Phetue died seized and possessed.

And for such other or further relief as the nature and equity of his case may require

May it please your Honor to grant unto your petitioner

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