

No. 8123. Equity

Petition.

April 1-1907.

Hammond Arner, Assignee
of Edward Edward C. Tisdell
Mortgagee of Odessa O. Loring
and Odessa O. Loring, Trustee.

No. 8123. Equity.
In the Circuit
Court, for Frederick
County, in Equity.

OR

Petition

To the Honorable, the Judge of Said
Court.

The Petition of Odessa O. Loring respectfully
Shows:-

1. That there will be a considerable surplus of the
proceeds of the mortgage sale in the above entitled proceed-
ings remaining in the hands of the Assignee of Mort-
gage therein mentioned after the payment of the Costs,
Commission incident to said sale and the full
amount of the principal and interest of the Mortgage
debt.

2. That the equity of Redemption in the real
estate from which said proceeds of sale were derived
belonged to the beneficiaries under under the following
Clause of the will of Randolph Loring, deceased,
recorded in Liber C. C. S. No. folio 207. one of the
Will Records of Frederick County, to-wit:- "I want the personal
property to be sold and pay all my debts and the
farm and balance of my estate for my wife Odessa O.
Loring, so long as she is my widow, if she should marry
again the estate is for my children:-

3. That your Petitioner was the executrix named
in said will, and the settlement of the personal estate
of the said Randolph Loring resulted in an over-payment
by your Petitioner as executrix of \$167.71 as is shown
by the first and final account of her said Adminis-
tration framed by the Orphan Court of said County, on
Dec. 19, 1900, and recorded in Liber C. C. S. No. folio-
one of the records of Administration Accounts, in the
Office of the Register of Wills of Frederick County.

4. That by a decree of your Honorable
Court passed in No. 4426. Equity, the aforesaid
real estate of which the said Randolph Loring
died seized, was directed to be mortgaged for
an amount sufficient to pay the said defici-
ency of the personal estate of the said deceased

25th
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