

No. 8077 Equity

Cause
to
Sum
h. I
of
Sum
et. 1896
the
Court
the
by
the
inter
ing order
to
Equity
Court
county
Assignee

First: That an Assignee of Said Mortgage, he did on the 29th day of September, 1906, make sale of the mortgaged premises in said Cause mentioned in said Sale has been duly reported by your Honorable Court.

Second:- That the total proceeds of Said Sale amounted to Twenty eight hundred dollars, and that after the payment of the necessary expenses and Costs of Sale there remains the Sum of Two thousand and Seven hundred dollars in the hands of said Assignee of which amount there is due and owing said John John Francis Smith, as assignee, the Sum of Seven of Seven hundred dollars in payment of his Mortgage debt in full.

Third:- That there remains a balance for distribution of Two thousand dollars, which your Petitioner is informed and believes should be distributed as follows: according to the exhibits filed in the accompanying statement.

Fourth:- That a certain John Brimmius, late of Frederick County deceased did grant and convey unto a certain Mary Brimmius, his wife, William M. Brimmius, Johanna Brimmius, J. Daniel Brimmius May Brimmius, a daughter, Science deceased in testate, and Edward J. Brimmius, the said real estate, which deed is dated March 18th, A.D. 1873, and recorded in Liber to, M. No. 9, folio, 580 one of the Land Records for Frederick County.

Fifth: That the said Mary Brimmius, the wife of the said John Brimmius died on or about July 28th A.D. 1906, leaving a last will, in which she appointed the M. Brimmius, and J. Daniel Brimmius her executors, and that letters of administration upon her estate were granted to said Executors by the Orphan Court, for Frederick County, on the 26th day of November A.D. 1905, a certified copy of which is herewith filed marked "Exhibit M. C."

Sixth: That the said William Brimmius died on or about the 23rd day of February A.D. 1906, leaving a last will, in which he appointed J. Daniel Brimmius and John Francis Smith, your Petitioner, his executors, and that letters of Administration upon his estate were granted to said Executors by the Orphan Court for Frederick County, on the 24th day of February, A.D. 1906, a certified copy of which is herewith filed marked "Exhibit M. C."

Therefore your Petitioner prays your Honorable