

No. 3633 Equity

One hundred dollars, July 8th 1868. Nine hundred ^{and Twenty} dollars, and December 31st 1868. Four hundred and Seventy five dollars, and that since his death, his said administrator have paid to your Complainant, on account of the same, the sum of two thousand and thirty four dollars, and your Complainant charges that the sum aforesaid and all that has been paid, upon said promissory note, and that the remainder of the same, is still due owing and unpaid.

And your Complainant further charges that the said James H. Beall was much indebted in his lifetime, on promissory notes, open accounts including his aforesaid indebtedness to Complainant, and charged the personal estate of the said James H. Beall is insufficient for the payment of his debts, as will appear from Certified Copies of the Returns of property and sales made by his said administrator to the orphan court, and of the list of claims filed therein by the Creditors of said Beall, (which are in addition to the claims of Complainant), herewith filed respectively as Exhibits And B, and your Complainant further charges, that a sale of the Real Estate of said James H. Beall is necessary for the payment of his debts his personal property not being sufficient for the purpose.

and further charges that the said James H. Beall left surviving him a widow, the said Josephine P. Beall, and two infant children named respectively Martina and Marie Antonetta, Beall, which widow and infant children, all reside in Frederick County, aforesaid.

In Consideration whereof and to the end that the Defendants hereinafter named may answer the several matters and things herein before charged, and set forth, and that the real Estate of said James H. Beall or so much thereof as may be necessary for the purpose, may be sold for the payment of the claim of your Complainant, and the claims of the other aforesaid Creditors of said James H. Beall, deceased, and that your Complainant, may have all such other and further relief in the premises as the nature and Equity of his case may require.

May it please your Honor to grant to your Complainant an order of publication, giving notice to the said Thomas Foley, who is a non resident, as before stated of the substance and object of this Bill, and warning them to appear in the court, in person or by Solicitor on or before a certain day