

FIFTH.

That the personal estate left by the said Candace Bell is absolutely and entirely insufficient to pay the just debts due and owing by her at the time of her death, and is indeed of such little or no value that the Executors named in her will have taken out no letters Testamentary thereon, because such personal estate would not justify the costs and expence on an administration.

SIXTH.

That your oratrix is advised that in such absence and insufficiency of personal estate, she and the other creditors (if any) of the said testatrix are entitled to be paid out of the aforesaid real estate, and that she left no other real estate.

SEVENTH.

That all of the devisees named in said will, and the husband and wife of such as are married, all are adults over the age of twenty-one years, that the said Charles B. Hendry and Elizabeth Hendry, his wife, are residents of Frederick County, Maryland, the said Florence W. Miller is a resident of Baltimore City, in said State and the said Thompson W. Hendry is a resident of Deal Island, Somerset County, Maryland.

EIGHTH.

To the end, thereof,

(2) That the said real estate of the said Candace Bell, deceased, or so much thereof as may be necessary for the purpose, may be sold under a decree of your Honorable Court for the payment of her debts, and

(2) That your orator and oratrix may have such other and further relief as the nature of their case may require, May it please your Honors to grant unto your orators the writ of subpoena directed to the said Charles B. Hendry and Thompson W. Henry Executors named in the will of Candace Bell, late of Frederick County, deceased, and to Charles B. Hendry and Elizabeth Hendry, his wife, of Frederick County, to Florence W. Miller (widow) of Baltimore City and to Thompson W. Hendry of Deal Island Somerset County, Maryland, all adults, commanding them and each of them to be and appear, either in person or by solicitor, in this Court, on or before a certain day to be named therein, to show cause, if any they have why a decree ought not to be passed as prayed.

And as in duty bound &c.

Clayton O. Keady
Solicitor for Plaintiff.

Constantia H. Trussell
Elmer S. Trussell.

Filed June 28th 1915.

"EXHIBIT A"

\$625.00

Urbana, Maryland, Nov, 14th 1913.

One year after date, for value received, I promise to pay to the order of Constantia H. Trussell, the sum of (\$625.00) Six Hundred and twenty five dollars, with at the rate of six per cent per annum from January 1st, A.D. 1884. This note is for certain loans at various times including my daughters share of her Fathers Life Insurance money which she loaned to me at the time the Policy was settled after her Fathers death in the year 1883, and which she never had the use of and of which I have never paid her any part of the principle, nor any interest, and this note is given to secure to her the said loans, both Principle and interest.

Candace Bell.

Filed June 28th 1915.

"EXHIBIT" B.

I Candace Hendry Bell Widow of the late Hamilton S. Bell of Urbana Frederick County Maryland do make this my last Will. I give devise and bequeath to my two daughters (Jointly) Florence Hendry Miller and Mrs Stannie Hendry Trussell my home place in Urbana Frederick County Maryland with all the land, and out buildings attached situated on the west side of main Street in the town of Urbana Frederick County Maryland. I give devise and bequeath to my two sons (Jointly) Dr. Thompson W. Hendry, and Charley B. Hendry my house and lot, with all the buildings lying on the east side of main street in the town of Urbana Frederick County Maryland, it being the same property which I purchased from Eugene A. Johnson, and Margaret C. Johnson his wife, on March the 3rd