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BILL OF COMPLAINT.

Mary Catherine Thomas, by John E.O. Thomas and Jacob L.Thomas, her next friends, and George S.Allnutt, Executer of the last will and testament of John H.Allnutt, dec'd

VS.

George S.Allnutt, and Elizabeth Allnutt, his wife, Richard J.Allnutt and Jennie Allnutt his wife, Emma Droneburg and George Droneburg, her husband, Mamie Fisher and Thomas S.Fisher her husband, Edward L.Allnutt and Mabel Allnutt his wife, and Frank C.Norwood, Mortgagee of Mary Catherine Thomas.

No. 9402 EQUITY.

In the Circuit Court for Frederick County, in Equity.

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To the Honorable, the Judges of said Court!-

Your Orators complaining say;-

First. That the said Mary Catherine Thomas is a resident of the City of Washington in the District of Columbia, and the said George S.Allnutt and the said John E.O. Thomas and Jacob L.Thomas are residents of Frederick County, Maryland, and that the said George S.Allnutt, and Elizabeth Allnutt his wife, Richard J.Allnutt and Jennie Allnutt, Emma Droneburg and George Droneburg her husband, and the said Frank C.Norwood Mortgagee, etc., are residents of Frederick County, Maryland; that the said Mamie Fisher and Thomas S.Fisher her husband are residents of Montgomery County, State of Maryland and the said Edward L.Allnutt and Mabel Allnutt his wife are residents of the City of Hammond in the County of _____ State of Indiana, and that all of the aforesaid parties are adults above the age of twenty one years.

SECOND- That on the 19th day of January, 1914, a certain Mary Catherine Thomas of Frederick County who is the mother of the said John O.E.Thomas and Jacob L.Thomas, executed a deed of trust unto a certain John H.Allnutt, of Frederick County, Maryland for the benfit of her creditors, and for other definite purposes set forth in said deed, and declared therein that a surplus arising from the payment of debts, and costs, etc etc; of said trust estate, should be paid to the said Mary Catherine Thomas, al of which will appear by reference to a duly certified copy of said deed of trust filed herewith and marked "Exhibit A" to this Petition, and prayed to be taken as a part hereof.

THIRD. That the said John H.Allnutt entered upon the discharge of his duty as said Trustee, and gave Bond as required by law, and on the 17th. day of October, 1914, Your Honorable Court, assumed jurisdiction of said trust estate, and on the 29th day of July, 1915, the said John H.Allnutt filed an audit or statement of account in said trust estate which was finally ratified and confirmed by your Honorable Court on the 10th. day of August, 1915, in which said Audit he states that he had paid all of the costs, charges, and commissions incident to the administration of said trust, and he paid all of the claims filed against said estate in full, in pursuance of a notice to the creditors of said estate, and that theirremained in his hands as said Trustee, a balance of $5091.14, which accrues to the said Mary Catherine Thomas in accordance with the provisions of said deed of trust; all of which will fully appear by reference to the proceedings had in No.9229 Equity in th Circuit court for Frederick County.

FOURTH--- That on the 11th, day of February, 1914, the said John H.Allnutt at the request of the said Mary Catherine Thomas and for and on her account, and as her agent and trustee, purchased a certain farm or tract of land containing 143 Acres, 3roods