

No, 10259, Equity,

ORDER OF PUBLICATION,

In the Circuit Court for Frederick County, No, 10259, Equity,

Henrietta R, Davis, et al., Vs, John J, Davis, et al.,

The object of the Bill of Complaint, in this cause, is to procure a decree for the sale of the real Estate, of Alfred W, Davis Deceased,

That Allegations in said Bill of Complaint, are substantially as follows,

That the Complainants for themselves as well as for all other creditors, of the late, Alfred W, Davis, who may ~~have~~ contribute toward the expenses of the suit,

That said, Alfred W, Davis, late of Frederick County, deceased, departed this life, about the year 1896, testate, having by his last will and testament duly probated in the Orphans Court, for Frederick County, devised and bequeathed his estate to his widow, the said Henrietta, R, Davis, for life, or during her widowhood, and then to be sold and the proceeds divided amongst his child or their heirs at law, with certain provisions for his daughter, and especially, for his daughter Cora L, Davis, as appears from reference to a certified Copy of said Will filed and prayed to be taken as part of this Bill,

that said Alfred W, Davis left surviving him the said Henrietta, R, Davis, his widow, and the following Children, Samuel E, Davis, William A, Davis, now deceased, John J, Davis whose wives, name is Annie Davis, Ida M, Trail whose husbands name is Ashford Trail, Amelia Brown whose husbands name is Andrew Brown, Fannie Whipp, whose husbands name is Frank Whipp, Elmira K, Talbott And that said William A, Davis departed this life in 1902, intestate, leaving a widow, Rosie Davis and the following children, Belle Davis, Margaret Hyatt, who died intestate in 1918, leaving a surviving husband Chauncy Hyatt, Ida Yingle whose husband's name is _____ Yingle, adults William H, Davis aged 14, and Lottie M, Davis Aged 11, That said Cora L, Davis, died intestate, about 16 years, ago, without having married, and she left no Children or descendants, That all of the Other daughters, of said decedent, Alfred W, Davis, married and the said Henrietta R, Davis, remained the widow of said decedent, and that all the defendants, are residents of Maryland excepting Chauncy and Elsie Hyatt, who are residents of the State of New York,

That said Alfred W, Davis died seized and possessed of a farm in Urbanna District, in said Frederick County, Maryland, containing about 64 acres being part of a tract called the Resurvey on Changeable, and part of a tract of land called, "Black Apr." and described in a deed from John L, Boyer, et al., to the said Alfred W, Davis, dated March 11-1869, and recorded in Liber C, M, No, 3, at folio 136, one of the Land records of Frederick County,

That said Alfred W, Davis died without leaving sufficient personal property, to pay his Debts, and the costs of administration, and that the Executors, paid the Deficiency and are entitled to be subrogated, to the rights of said Creditors, and that it would be to the interest and advantage, of all the parties and especially the infants that said real estate be sold and that said real estate, and the improvements thereon are depreciating in value,

The Bill the prays for the Following relief,

(1) That said real estate, of the late Alfred W, Davis or so much thereof as may be necessary for the purpose, may be sold for the payment of the claims of your Orators, and those of the other unsatisfied creditors, of said deceased,

(2) That your Orators may have such other and further relief as the nature of their cause may require, for process and an order of publication,

It is thereupon this 7th, day of December, in the year 1920, Ordered by the Circuit Court, for Frederick County, Sitting in Equity, that the Plaintiffs, by causing a copy of this order to be inserted, in some newspaper published in Frederick County once in each of four successive weeks before the 8th day of January 1921, give notice to the said absent defendants, of the object and Substance of this Bill, warning them to be and appear in this Court in person or by Solicitor, on or before the 24th day of January 1921, and show cause if any they have why a decree ought not to pass, as prayed,

Filed December 7th, 1920

Eli G, Haugh,

Clerk of the Circuit Court for Frederick County, Maryland,

H, K, DeLauter,
Solicitor,