

No, 10207, Equity,

Sheriffs Return,

1921, Apr, 1, Copy of Petition and Courts Order served on Harry O, Harbaugh, Infant and A, J, Harbaugh, Guardian of said Infant, and copies left with each,

Wm. O. Wertenbaker
Sheriff,

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Petition of William H. Brown and
Eula Brown, and Courts order thereon,

William H. Harbaugh
et al.,

Vs,

Harry O Harbaugh,
et al.,

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To The Honorable, the Judges of said Court-

The Petition of William H. Harbaugh and Eula H. Brown, two of the Plaintiffs in the above entitled cause, who sue for themselves as well as all other creditors of Margaret Rebecca Harbaugh who may file their claims in this cause, respectfully represents unto your Honors;-

1- That the Bill of Complaint in the above cause, was filed for the purpose of obtaining a decree, ratifying and confirming said sale, and appointing a Trustee, and that settlement for said property, is about to be made on April 1st, 1921,

2- That the said Margaret Rebecca Harbaugh, mentioned in the Bill of Complaint, was in her lifetime, and at the time of her death, and also her estate, since her death, indebted unto your petitioner William H. Harbaugh in the sum of \$1385.46, and unto your petitioner Eula H. Brown, in the sum of \$142.20, as is evidenced by the respective accounts, of said Parties, which are filed herewith, as a part hereof, and marked Exhibits W, H, H, and E, H, B, respectively,

3- That the executors of the said Margaret Rebecca Harbaugh, never qualified, and that she left no personal estate, or Money, whatsoever,

4- That Your petitioners are advised that said claims are proper claims against the property, of the said Margaret Rebecca Harbaugh sold in these proceedings and should be paid out of the purchase money remaining after the payment of the liens against the property mentioned in the Bill of Complaint, in this cause,

WHEREFORE, your petitioners pray your Honorable Court, that the said claims may be allowed, and directed to be paid by the Trustees, in this cause out of the funds which he may have in hand after the payment of the preferred Claims, on said property, and that an order Nisi may be passed giving notice to the other parties to this cause, except the preferred creditors, notifying them of the object and substance of this petition and requiring them to show cause on or before some certain day, to be named therein, why said Order should not be passed, as prayed; and for such other and further relief as the nature of the case may require.

And as in duty bound, etc.,

Arthur D. Willard,
Solicitor for Petitioners,

Courts Order,

The foregoing petition and probated accounts Exhibits, W, H, H, and E, H, B, having by the Court been read, and considered, It is thereupon, this 22nd day of March in the year 1921, by the Circuit Court, for Frederick County, sitting as a Court of Equity, and by the authority thereof, ORDERED that the Claim mentioned in the foregoing petition of William H. Harbaugh, and Eula H. Brown, be and they are hereby directed to be paid by the said Trustee, out of the surplus proceeds of the sale, of the real estate, of Margaret R. Harbaugh, deceased, after being duly proven to the satisfaction of this Court, and after the payment of all proper costs, and expenses of these proceedings, unless cause to the contrary, be shown on or before April 20th, 1921, by the parties entitled to said real estate under the will of the said Margaret Rebecca Harbaugh, deceased; provided a copy of the foregoing petition and of this Court's order be served on said parties on or before the 10th, day of April, in the year 1921,

True Copy Test;

Eli G. Haugh,

Clerk

Sheriffs Return

Received March 28th, 1921, and forthwith delivered to the sheriff of Washington County.
Test; Edward Oswald, Clerk.

Copies of Petition and Courts order served April 1st, 1921, on May Harbaugh, & Helen Harbaugh Infants & Copies left with or in hands of them, & Mrs Florence B. Gosner, adult & on Harry O Harbaugh April 2nd, 1921 & copies left in his hands & in his guardians.

Richard Duffy,
Sheriff,