

CERTIFICATE OF PUBLICATION

From THE NEWS-POST

Frederick, Md.

Frederick, Md., Dec. 2, 1929

This is to certify, That the annexed Nisi on Sales was published in The News a newspaper published in Frederick County, once a week for three successive weeks prior to the 13th day of November, 1929.

THE NEWS-POST

Per Ira V. Moore

(Filed December 4, 1929)

FINAL RATIFICATION OF SALES

Mildred Hiltner, et al	"	No. 11,901 Equity
Vs.	"	In the Circuit Court for Frederick County,
Rosalene Hiltner, widow et al	"	Sitting as a Court of Equity.

Ordered by the Circuit Court for Frederick County, sitting as a Court of Equity, and by authority thereof, this 4th day of December, in the year 1929, that the sale reported in the foregoing Report of Sales in the above entitled cause be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the preceding Order Nisi on Sales, as shown by the printer's certificate filed herewith, and the case is hereby referred to the Auditor to state an account.

John S. Newman

Judge of the Circuit Court for Frederick County.

(Filed December 4, 1929)

OPINION AND COURTS ORDER

Mildred Hiltner, Charlotte Hiltner, et al.,	"	No. 11,901 Equity.
vs.	"	In the Circuit Court for
Rosalene Hiltner, widow, Donald Hiltner,	"	Frederick County,
infant, et al.	"	In Equity.

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Mrs. Rosalene Hiltner, widow of Howard S. Hiltner, filed her petition in this cause on the 7th day of February, 1930, alleging that she is a creditor of the estate of Howard S. Hiltner and that she has paid taxes and water rent, purchased coal, paid for light, bought food and clothing for the children of Howard S. Hiltner, ministered unto them, took care of and provided for them; ^{that} all of her earnings were used to pay for necessities for said children, and that she expended for five years an average of \$200 per year, and praying that her claim may be allowed and that the proceedings in this cause be converted into a creditors proceedings.

The Bill filed herein was one for sale for purposes of partition. Howard S. Hiltner died in 1921 intestate, leaving a house and lot of ground situate in Frederick City, and leaving then living ^{his} widow, the petitioner, and three infant children by a former marriage. Subsequently to his death his widow gave birth to a son, also a child of the said Howard S. Hiltner, and to them and said children of a former marriage the property descended. By reason of the accident which resulted in the death of Mr. Hiltner, compensation was allowed under the State law to his widow and children of \$13.00 per week, which was paid from the time of his death until sometime in the spring of 1929. The widow and all of the children continued to occupy the property of which the husband had died seized and the compensation of \$13.00 a week was expended for their support. In addition to occupying the premises and using the compensation insurance for the benefit of the household, Mrs. Hiltner, claims to have expended \$400 of her own means and in addition during the past four or five years to have expended on an average of \$200 per year which she alleges was money earned by her in occupations she was able to secure.

It is obvious there is no ground for converting the proceedings in the cause into a creditors proceeding, for the reason that none of the claims which the widow attempts now to