

of Middletown, a body corporate, the defendant in these proceedings, its agents, officers, employes, and contractors, be and they are hereby enjoined from withdrawing and diverting the water flowing from the springs described in the bill of complaint in any degree from its natural flow into Little Catoctin Creek or in any such quantity as will diminish the quantity of water flowing from said springs in their usual flow and channel to the property of the complainants.

And it is further ORDERED that the defendant pay the costs of these proceedings.

Edward S. Delaplaine

Arthur D. Willard

JUDGES.

Filed September 27, 1939.

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BILL OF COMPLAINT

William T. Allnutt and Helen R. Allnutt, his wife, Catherine V. Allnutt, unmarried, William T. Allnutt as next friend of Francis E. Allnutt, infant, Georgia Allnutt Oyler and Raymond Oyler, her husband, Mary Allnutt Logan and Martin J. Logan, her husband, and Elizabeth Allnutt, unmarried,	"	No. 13822 Equity
	"	In the Circuit Court
	"	for Frederick County.
	"	
Vs.	"	
Frances E. Allnutt, infant.	"	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of William T. Allnutt and Helen R. Allnutt, his wife, Catherine V. Allnutt, unmarried, William T. Allnutt as next friend of Francis E. Allnutt, infant, Georgia Allnutt Oyler and Raymond Oyler, her husband, Mary Allnutt Logan and Martin J. Logan, her husband, and Elizabeth Allnutt, unmarried, respectfully shows unto your Honors:

FIRST: That George S. Allnutt, late of Frederick County, Maryland, departed this life on or about the 12th day of July, 1937, seized and possessed of a tract of real estate, or farm, with buildings and improvements thereon, situated in Buckeystown District, in Frederick County, Maryland, called "The Manor Farm", being part of "Carroll Manor" and of "The Resurvey on Fox Hall", containing one hundred eighty-seven acres, two roods and thirty-four square perches of land, more or less, and being the same real estate which was conveyed to the said George S. Allnutt by Richard S. J. Dutrow, et. al. by deed dated April 1, 1915, and recorded in Liber H. W. B. No. 312, folio 256, one of the Land Records for Frederick County, a certified copy of which said deed is filed herewith, marked Exhibit "Deed" and prayed to be taken and considered as a part hereof.

SECOND: That at the time of his death the said George S. Allnutt left a last Will and Testament, which was duly admitted to probate July 15, 1937, and recorded in Liber J. H. No. 1, folio 247, one of the Will Records in the office of the Register of Wills for Frederick County, in which he devised the hereinbefore described real estate to his wife, Elizabeth D. Allnutt, for life, with power to sell the same during her lifetime, and after her death to his six children, namely, William T. Allnutt, Georgia Allnutt, Mary Allnutt, Catherine V. Allnutt, Elizabeth Allnutt and Frances E. Allnutt, as will more fully appear by reference to said last Will and Testament, a certified copy of which is herewith filed, marked Exhibit "Will" and prayed to be considered as a part hereof.

THIRD: That the said Elizabeth D. Allnutt died, intestate, on the 30th day of September, 1937, without having disposed of said real estate and without having exercised the