

Atlantic County Orphans Court

In the matter of }
Eben Somers }
deceased } Petitioner

The petition of Ezra A. Somers respectfully shows that your petitioner is a brother of the deceased; that he is a creditor of the deceased; that his claim was reduced to judgment and every effort to collect same was made without success.

Petitioner further shows that letters of administration upon the estate of the said deceased were issued to Frances H. Somers, who is the widow of said Eben Somers, deceased; and that said Frances H. Somers undertook the administration of the said estate, to the extent of qualifying, as is required by law and taking possession of the deceased's estate, but that she has since that time refused to pay any debts owing by the deceased, and particularly has she refused to pay petitioner's judgment; that all efforts to compel said Frances H. Somers, acting as aforesaid, to pay said debt were stubbornly and obstinately resisted, and all orders made by this Court were defied and ignored by her to the extent that said Frances H. Somers was adjudged guilty of contempt of Court and confined in the County jail, and that she has still refused and does refuse to do in any way in the matter.

Your petitioner therefore shows that in order to properly administer the said estate, it will be necessary to have a proper person appointed and that in order to accomplish that end, it will be advisable to remove the said Frances H. Somers and to revoke the letters heretofore granted to her.

Your petitioner therefore prays that this Court may revoke the letters of administration granted to the said Frances H. Somers, and remove her from office.
Dated December 30th, 1908

Ezra A. Somers,
Petitioner

State of New Jersey }
County of Atlantic }

Ezra A. Somers, of full age being duly sworn according to law upon his oath, says, that he is the petitioner in the foregoing petition sworn; that the contents and things therein contained are true to the best of his knowledge and belief.

Subscribed and attested to before me this 30th day of December, 1908.
Ezra A. Somers
Cameron Hinkle
M.C.C.P.

Atlantic County Orphans Court

In the matter of }
Eben Somers }
deceased } Under removing executor

Application having been made to this Court by Ezra A. Somers, a judgment creditor who has presented a judgment against the said Frances H. Somers, widow of the said Eben Somers, deceased, and

and has neglected and refused to obey the orders of this Court; and has so conducted herself in the matter as to be adjudged guilty of contempt of Court and was confined in the County jail and that all efforts to have the said estate properly administered, have failed.

It is thereupon on this Twelfth day of January, 1909 ordered that letters of administration granted to the said Frances H. Somers, as aforesaid, be and the same are hereby revoked and the said Frances H. Somers is hereby removed from her office aforesaid; and be it further ordered that letters of substitutionary administration upon the estate of the said Eben Somers, deceased, be granted to William M. Clesinger, of Atlantic City, New Jersey, upon his giving bond to the Ordinary in the sum of Twenty Five hundred dollars in massachusetts and form required by law, with sureties to be approved by this Court and it is further ordered that the said Frances H. Somers forthwith surrender and deliver to the said William M. Clesinger, all goods, and chattels, moneys and effects and other assets which she may hold as such administrator and that she settle and settle her account as such administrator at the next term of Court and pay and deliver the balance, if any, found due upon such accounting to the said William M. Clesinger within sixty days after such settlement.

E. C. Higbee
Judge

Filed and Recorded January 12th, 1909
Emanuel Thomas
Surrogate