

No. 4631 Equity

year Eighteen hundred and fifty nine, a certain Nathan O. Neighbors then Sheriff of Frederick County, by virtue of a fieri facias directed to him as Sheriff aforesaid, and issued on a Judgment obtained by William Bradshan against the said Charles H. Marriott in the Circuit Court for Frederick County sold to a certain Albert W. Burkhardt all the undivided interest of the said Charles H. Marriott in and to the tract of Land containing one hundred and thirty nine acres, and one fourth of an acre, mentioned in Exhibit A, and conveyed the same by deed to the said Albert W. Burkhardt, a certified copy of which deed as recorded among the Land Records of Frederick County is herewith filed marked Exhibit "K".

These Complainants further represent and charge that the said Charles H. Marriott in the year eighteen hundred and seventy conveyed by deed, all his undivided interest in and to the tract of Land mentioned in Exhibit B, to the said Albert W. Burkhardt and Nathan O. Neighbors as tenants in common, a certified copy of which deed is duly recorded among the Land Records of Frederick County as herewith filed marked Exhibit E.

These Complainants further represent and charge that the said Charles H. Marriott no longer has any interest in the Real estate described in Exhibits A & B, excepting that which he has, as the heir of his deceased sister Laura Ryan, his interest as an heir of Adeline Marriott in the eleven acres mentioned in Exhibit A, & that the abovementioned conveyances were made before his marriage.

Bill of Complaint

Bell Compl

These Complainants further represent and charge that the said Albert W. Burkhardt in the year Eighteen hundred and fifty nine conveyed to Nathan O. Neighbors by deed One half of the interest he had in the Real estate described in Exhibit K, a certified copy of which deed as recorded among the Land Records of Frederick County is herewith filed marked Exhibit F.

These Complainants further represent and charge that some time in the year Eighteen hundred and seventy eight, the said Nathan O. Neighbors departed this life intestate, leaving the following children and heirs, at Law; Martha R. Neighbors, Sarah E. Neighbors, Roger M. Neighbors, Ella H. Neighbors, Nathan O. Neighbors, Estlin M. Neighbors, Hart R. Neighbors, intermarried with Adeline his wife, and J. William Neighbors, intermarried with Pella R. his wife, to whom the interest the said Nathan O. Neighbors had in and to the Real Estate described in Exhibits E & F, descended and vested in as tenants in common with the said Albert W. Burkhardt, the said James R. Marriott, Charles H. Marriott as the heir of his deceased sister Laura Ryan and your Complainant Mary R. Mealey.

These Complainants further represent and charge that on the 1st day of November, in the year Eighteen hundred and seventy three, the said Alpheus Marriott conveyed all his interests, right and title in and to the real estate described in Exhibits A, B & C, to a certain Barbara Robinson, a certified copy of which deed as recorded among the Land Records of Frederick County is herewith filed, marked Exhibit G, that some time in the year Eighteen hundred and seventy nine the said Alpheus M. Marriott intermarried with the said Barbara Robinson, and that on the twenty first day of September in the year Eighteen hundred and eighty, the said Alpheus M. Marriott departed this life, leaving his said wife Barbara surviving him.

These Complainants further represent and charge that the following are the interests in the real estate mentioned and described in Exhibits A & B.

Your Complainant Mary R. Mealey has a One fourth undivided interest in said Real estate, as an heir of the said Adeline Marriott deceased, and a One third undivided interest, as an heir of the said Laura Ryan in the One fourth undivided interest which the said Laura Ryan had in said real estate as an heir of Adeline Marriott deceased.