

No 5023 Equity

In the Circuit Court for Frederick County, sitting as a Court of Equity:

Mary Ellen Martin, Mother and next friend of Cora Virginia Martin (Mortgagor), Adda Bruce Martin, Howard K. Martin, Grace R. Martin, David V. Martin and Murray K. Martin

Cora Virginia Martin, Adda Bruce Martin, Howard K. Martin, Grace R. Martin, David V. Martin and Murray K. Martin, and Mary Ellen Martin, -

To The Honorable the Judges of Said Court.

Your Orators Com-

plaining Say:

1st George T. M. Martin late of Frederick County, died intestate on or about the 14th day of October A.D. 1884. Seized and possessed of valuable real estate situated in Frederick County, consisting of a Farm containing one hundred and twelve acres of land, more or less, and a Mountain lot containing twenty two acres of land, more or less, described in a deed from Jas. P. Martin, and Geo. T. M. Martin, Executors, a copy of which is filed herewith marked Exhibit No. 1. and which with all other Exhibits herewith filed is prayed to be taken as part of this bill of Complaint, as fully as if here inserted in words and figures.

2d That said George T. M. Martin died leaving Your Plaintiff Mary Ellen Martin as his widow, and Cora Virginia Martin, Adda Bruce Martin, Howard K. Martin, Grace R. Martin, David V. Martin and Murray K. Martin, as his only children and heirs at law.

Bill of Complaint

3d That said George T. M. Martin, on the 19th day of March in the year eighteen hundred and eighty-four executed a Mortgage upon said real estate to the Frederick Town Savings Institution, a body corporate of Frederick County, to secure the payment of the sum of twenty four hundred and fifty dollars, which is now due and unpaid, a copy of which is filed, as Exhibit No. 2.

4th That said real estate is not susceptible of division among all of said children and heirs at law without injury, and loss, and it would be to the interest and advantage of all parties concerned, infants as well as adults for said real estate to be sold, free and clear of said Mortgage Claim, and the proceeds applied first to the payment of said Mortgage Claim, and then divided among said parties in interest according to their respective interests.

And Your Orators pray,

1st. That a decree may be passed appointing some suitable person as Trustee to sell said real estate for the purpose aforesaid

2d That your Orators may have all such other and further relief as the nature of the case may require and to Your Honors shall seem meet

3d That the State of Maryland's writ of Subpoena may be issued in usual form directed to said Cora Virginia Martin, Adda Bruce Martin, Howard K. Martin, Grace R. Martin, David V. Martin, Murray K. Martin and Mary Ellen Martin, and the Frederick Town Savings Institution directing and commanding them, and each of them to be and