No. 7455 Equity

3rd. That the said Rebecca Ann Smith left surviving her the following children and Grand children, children of a deceased daughter Rebecca Whipp and Jacob Whipp her husband who is also dead. she and her husband having died during the lifetime of her mother as her heirs at law. Viz — a daughter named Sarah Hance who is married to James Hance both of whom are non residents of the State of Maryland, a daughter Lucinda Sanbower who is married and whose husband is named Michael Sanbower, both of whom are also non-residents of the State of Maryland. a daughter Martha Magaha who is married and whose husbands name is Thomas C. Magaha both reside in Montgomery County, Maryland a daughter — Magaha who is married and whose husbands name is John Magaha both of whom reside in the district of Columbia Alice A Gaylor who is married, and whose husbands name is David. Gaylor who are Plaintiffs in this Cause and who reside in Frederick County. John Whipp a minor. son of Rebecca Whipp a ~~deceased daughter~~ of Rebecca Ann E Smith, Rowland Whipp a minor a son of Rebecca Whipp a deceased daughter of Rebecca Ann E. Smith. Julia Whip a minor a daughter of Rebecca Whipp a deceased a deceased daughter of Rebecca Ann E. Smith. Julia Whipp a minor a daughter of Rebecca Whipp a deceased daughter of Rebecca Ann E. Smith. all of whom are non-residents of the State of Maryland and Howard Whip a son a minor of Rebecca Whipp deceased a daughter of Rebecca Ann E Smith: and the Plaintiff further allege all the above named persons are over twenty-one years of age except the four children of Rebecca Whipp deceased. 4th And the Plaintiff further allege that on the death of the said Rebecca Ann E. Smith the real estate above named here at law and that all being yet alive they are now so seized and possessed of the said real estate as tenants in common,

5th That said real estate is not susceptible of division among the said heirs at law without great loss and damage and it would be to their interest to have the same sold and the proceeds divided amongst them according to their respective interest therein and the Plaintiffs pray for the following relief

1st. That a Summons may be issued directed to the said resident defendants Martha Magaha and Thomas C. Magaha her husband. — Magaha and John Magaha her husband and Howard Whipp an infant child of Rebecca Whipp a deceased