

No. 10249 Equity,

BILL OF COMPLAINT,

Mary J,R, Boyer, Widow, Albert A. Boyer, and Jennie Boyer, his wife; and Marcelene Kefauver,

Vs.

William E, Boyer, and saloma Boyer, his wife, Emory E, Boyer, and Carrie Boyer, his wife, Carrie Bowlus his wife, and Stephan Bowlus, her husband, Georgetta Coblentz, and Oliver E Coblentz,her husband, Florence Beachley, and Carlton Beachley her husband, Charles W, Boyer, and--Boyer his wife, Lora E, Niekirk, and Charles E, Neikirk her husband, Russell L. Boyer and Bessie Boyer, his wife, Mary E, Tritapoe, and Harry Tritapoe, her husband, Martin L, Boyer, and Nellie F,G,Boyer, his wife, Cora Boyer. Pearl M, Ahalt, and William Ahalt her husband, Eldridge, c, Boyer, and Filie Boyer, his wife, Julia E, Maught, and Roy Maught her husband, esther willard and Ridgely Willard her husband, Russell Kefauver, and Nora Kefauver, his wife; Hubert Kefauver, and Marie Kefauver, his wife, Saphronia Magaha and Burr magha, her husband, Ettie Pry; Emory Arnold and Nellie Arnold, his wife, Millard Arnold, and -----his wife, Calvin Arnold, and Averal Arnold.

No. 10249 Equity

In the Circuit Court Sitting as Court of Equity.

TO THE HONORABLE JUDGES OF THE CIRCUIT COURT FOR FREDERICK COUNTY SITTING AS A COURT OF EQUITY.

THE BILL OF COMPLAINT. of Mary J, Boyer, Albert A, Boyer, and Jennie Boyer, his wife, and Marcelene Kefauver, respectfully shows unto your Honors,

1, That Columbus Boyer, late of Frederick County, but now deceased, was in his life time and at the time of his death, seized and possessed, of a piece or parcel of land, situated in Middletown, Frederick County, Maryland, being all and the same land which was conveyed, unto the said Columbus Boyer. by a deed from Russell Kefauver, and Nora Kefauver his wife, dated April 1-1907, and recorded in Liber S,T,H, No, 278. folio 554, a certified copy of which is filed herewith, marked Exhibit, A, which together with all other Exhibits, it is prayed, may be taken and considered a part of this Bill, of Complaint,

2- That said Columbus Boyer during his life, to-wit- May 5-1900, executed a last Will and Testament, which has been duly admitted to probate and recorded among the Will records of Frederick County, in Liber W,B,C, No, 1. folio 522, as will more fully appear by reference to a certified copy of said Will filed herewith, and Marked B, that by the terms of said Will the said, Columbus Boyer did devise, the real estate therein mentioned unto his wife, Mary J,R, Boyer, for and durinh ger life, and upon her death provided that the proceeds, of said real Estate be divided among his Brothers and sisters, Hanson Boyer, Oliver Boyer, John Boyer, Mary E Kefauver, and Louisa Arnold, or in case of their death, before distribution, to their respective Heirs at Law, and named his widow, Mary J,R, Boyer and his Nephew, Albert A, Boyer, as his Executrix and Execator, but which said Will your Complainants, are devised, provided said Executrix and Executor; no adequate and sufficient power of sale,

3- That the said Columbus Boyer departed this life, on or about the 26th, day of March 1908, leaving surviving him a Widow, the said Mary J,R, Boyer, and the following heirs at law, Nephews and Nieces, Children of Hanson Boyer, Oliver Boyer, John Boyer, Mary E, Kefauver, and Louisa Arnold, Cora Boyer, Martin L, Boyer, Nellie F,G, Boyer, his wife, children and heirs at law of Hanson Boyer, who pre-deceased the said Columbus Boyer, Albert A, Boyer, and Jennie Boyer his wife, Carrie Bowlus, and Stephen Bowlus, her husband, William E, Boyer, and Saloma Boyer his wife, Emory E, Boyer. and Carrie Em, Boyer, his wife, Georgetta Coblentz, and Oliver Z, Coblentz, her husband, Florence Beachley, and Carlton Beachley her husband, Lora Niekirk, and Charles E, Niekirk, her husband, Russell L, Boyer, and Bessie Boyer, his wife, children and heirs at law of of Oliver Boyer, who pre-deceased the said Columbus Boyer, Pearl M, Ahalt and william Ahalt her husband, Eldrige C, Boyer and ella Boyer his wife, Julia E, Maught, and Roy Maught her husband, children and heirs at law of of John Boyer, who predeceased, the said Columbus Boyer, Esther willard and Ridgely Willard her husband, Russell kefauver, and Nora Kefauver his wife, and Marcelene Kefauver, Children and heirs at law, of Mary E, Kefauver, who departed this life subsequent to the decease of the said Columbus Boyer, Saphronia Magaha, and Burr