Bush Creek and in the South limits of the Baltimore & Ohio R Road, and by and with the North side of Bush Creek, following the meanderings thereof to the first mentioned place of Beginning Containing 207 a 0 r 16 p

Surveyed June 1846.
W. S. H. O'Neal Surv.

Whereupon the following Order of Publication was passed Viz.

James J. James Richard J. James et al
v
John M Carpenter et al

No 2272 In Frederick County Court Sitting as a Court of Equity July Term 1849. The object of this suit is to procure a Decree for the sale of certain Real Estate in Frederick County, devised to the parties named in said bill, for the purpose of distribution, amongst the parties entitled thereto. The Bill states. That John Montgomery Sen. late of Frederick County decd. died the owner of a valuable Real Estate, lying near Jams Ville, in said County, that by his last will & Testament, he devised amongst other things as follows. I devise to James J. James, Rebecca Carpenter, Richard J. James & Isabella J. James the children of my dec.d daughter Mary Ann James and to their heirs — as Tenants in Common the other half of my Mansion Farm. That the Land so as aforesaid devised, has been laid off by the Surveyor, and a plat thereof filed in this case That Rebecca Carpenter, one of the said devisees, who was the wife of John M Carpenter, has since the death of the devisor, departed this life, leaving as her only children & heirs at Law William Henry Carpenter, and Julia Rebecca Carpenter, who are Infants under 21 years of age, and resides out of the State of Maryland and the said John M Carpenter also resides out of this State. The Bill further states, that said Real Estate is held and owned by said parties, as Tenants in Common, or Copartners. That said Real Estate, will not admit of a division among said parties without great injury & loss But that it will be greatly for their benefit & advantage to have said Real Estate sold, & the proceeds thereof divided among said parties, according to their respective Interests It is Thereupon, this 19th Day of September 1849. adjudged & ordered That the Complainants, by causing a Copy of this order to be inserted in some Newspaper published in Frederick, for One month, prior to 25 day of October 1849. give notice to said John M. Carpenter, William Henry Carpenter & Julia Rebecca Carpenter, the absent Defendants of the object & substance of this bill, and warn them to appear in this Court in person or by Solicitor, on or before the 1st day of February 1850 to answer the premises, and show cause, if any they have, why a Decree should not pass as prayed

Richd H. Marshall

Herald Office Dec. 26. 1849 I hereby certify that the annexed Notice was published in the Frederick Herald, for one month prior to 25 day of October 1849

Lewis F. Coppersmith
Ed. & Pro.