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previously made and Executed his last will and testament in due form of law and that said
 last will and testament was duly admitted to probate by the Orphans Court of Frederick County,
 a true and certified copy of said will is filed herewith as Exhibit No. 1, which with all
 other Exhibits your Orators pray may be taken as a part of this their bill of Complaint as if
 here inserted in words and figures - that said Henry Gilbert died seized and possessed
 of the following real Estate lying and being situate in said County, to-wit of a tract of
 land containing about twenty two acres specified in a bond of conveyance and receipts
 from Paul Doring filed herewith as Exhibit No. 2, of which tract of land said Henry Gilbert
 has been in full possession, since the year Eighteen hundred and twenty two, for a period
 of forty years - also of three other parts of tracts of land specified in the deeds of convey-
 -ance for the same, true and certified copies whereof are filed herewith as Exhibits No. 3,
 4, and 5, and 6 - that said Henry Gilbert died intestate as to said real Estate, as will ap-
 -pear by said last will and testament, and left as his only heirs at law the following a-
 -named Children, your Orator John W. Gilbert, your Oratrix Elizabeth who has inter-
 -married with Jacob Zumbrown, Margaret Ann who has intermarried with John Douty
 and George Henry Gilbert - that all of said heirs at law reside in Frederick County, and are
 all adults except George Henry Gilbert who is an infant under twenty one years of age, -
 Your Orators further state that they refuse to take said real estate under the act to direct
 descents - that said real estate, consisting of less than ninety acres, cannot be divided -
 among said heirs at law without great injury and loss and that it will be for the benefit
 and interest of all the parties interested, the infant as well as the adults, that said real
 Estate shall be sold and the proceeds of sale distributed among said heirs at law, -

In tender consideration whereof and for that your Orators are remedied in the
 premises by the strict rules of the Common Law and relievable only in a Court of Equity where
 matters of this nature are properly cognizable - To the end therefore that the said Geo. Henry
 Gilbert may answer all and singular the charges and matters aforesaid as fully as if the
 same were here again repeated and he thereunto particularly interrogated, - May it please
 your Honor to order and decree that said real Estate shall be sold by a trustee to be appointed
 for the purpose and the proceeds of sale distributed under the direction of your Honor among
 the parties entitled to the same and to grant unto your Orators all such other and further
 relief in the premises as the nature of the case may require and to your Honor shall seem
 meet, and may it further please your Honor to grant unto your Orators the State of Maryland
 writ of Subpoena to be directed to the said George Henry Gilbert thereby commanding
 him to be and appear before your Honor on a certain day therein to be named to answer
 all and singular the charges and matters aforesaid and to stand to, abide and perform
 such order and decree in the premises as to your Honor shall seem meet and your Orators
 will ever pray &c -

Grayson Eichelberger
 Solr for Complainant

Exhibit No. 1
 In the name of God Amen,
 I Henry Gilbert of Frederick County in the State of Maryland, being in
 perfect health of body and of sound and disposing mind, memory and understanding
 and considering the certainty of death and the uncertainty of the time thereof, and being
 desirous to settle my worldly affairs and therefore be better prepared to leave this world
 when it shall please God, to call me hence, do therefore make and publish this my last will
 and testament in manner and form following, I, E. Just and principally, I, commit my
 soul into the hands of Almighty God and my body to the Earth to be decently buried at
 the discretion of my Executor hereinafter named and after my debts and funeral Charges -