show that the said Mary A. Gover, one of the said tenants in common, has also departed this life intestate, unmarried and without issue, leaving her said brothers and sisters her only heirs at law, in whom her interest in said land vested at her death.

Your Complainants further show that the said Catharine A Hays one of the said tenants in common, has also departed this life, leaving the said Franklin G. H. P. Hays her husband, the said Susan Palmer, Margaret Hays and Josiah Hays, her children, as her legal representatives and heirs at law who are entitled to the interest of the said Catharine A Hays in and to said lands.

That the aforesaid parties are all adults except the said Margaret Hays, who is between eighteen and nineteen years of age, and the said Josiah Hays who is about Eighteen years of age.

That said parties all reside in Frederick County, except the said Margaret and Josiah Hays, who are citizens of the state of Pennsylvania, but are now sojourning in Frederick County.

Your Complainants further show that the said Peter Gover and Caroline Gover his wife, conveyed all their interest in said land to the said Elias Gover, by deed bearing date the 8th day of February Anno Domini 1862, a certified copy of which deed is hereunto filed, as a part of this bill, marked Exhibit B. Your Complainants further charge that said real estate is not susceptible of division or partition among the parties interested, but that it would be for the interest and advantage of all the parties in interest, the infants as well as adults, that said real estate should be sold under the direction of your Honorable Court, and the proceeds of such sale divided among the parties according to their respective interests; and they hereby expressly renounce and waive all and every right of partition and election given by the laws of this State.

But nevertheless your Complainants are without remedy in the premises, save by the aid of your Honorable Court. To the end therefore that the defendants hereinafter named, may answer the general matters and things hereinfore set forth, as fully and particularly as if the same were herein again repeated; and that the said real estate may be sold under the direction of this Court, and the proceeds thereof divided among the parties entitled thereto, according to their respective interests; and that your Complainants may have such other and further relief in the premises as the nature of their case may require. May it please your Honor to grant unto your Complainants the writ of subpoena to be directed to the Sheriff of Frederick County against the said Margaret Hays and Josiah Hays, commanding them to appear in this Court, at some certain day to be named therein to answer the premises and abide by and perform such decree as may be passed therein.

And as in duty &c.

John A Lynch
Solicitor for Complainants

Exhibit A

This Indenture made this 16th day of May eighteen hundred and thirty nine between Jacob Johnson and Catharine Johnson his wife of Frederick County and State of Maryland of the one part and Mary Gover widow of George Gover late of Frederick County and State aforesaid dec^d and Catharine Ann Hays, John P Gover, George W. Gover, Joseph Gover Peter Gover, Henry Gover Ann Rebecca Gover, Mary Ann Gover, Elias Gover and Susan M Gover heirs of the said George Gover dec^d of the other part witnesseth that they the said Jacob Johnson and Catharine Johnson for and in consideration of the sum of Eight hundred and sixty two dollars and thirty two and one fourth cents current money to them paid before the sealing and delivery of these presents the receipt whereof they the said Jacob Johnson and Catharine Johnson do hereby acknowledge have granted bargained, sold, aliened, enfeoffed and confirmed and by these presents do grant bargain sell, alien enfeoff and confirm unto them the said Mary Gover, Catharine Ann Hays, John P. Gover, George W. Gover, Joseph Gover, Peter Gover, Henry Gover, Ann R Gover, Mary Ann Gover, Elias Gover and Susan M. Gover their heirs and assigns, all that tract or parcel of land lying and being in the County and State aforesaid being part of a tract of land called The Land of Promise, beginning for the outlines of the part hereby intended to be conveyed at the end of 120 pers on the fifteenth line of the whole tract called as aforesaid it being also the end of the third line of that part of the land of Promise as conveyed to John Gover Jr, by the heirs of Jno Gover Sr dec