

Bill of Complaint as if here inserted in words and figures, that said Wm Cain died leaving Catharine Cain as his widow, who lived upon and remained in possession of said land until the month of November 1865, when she also died; that said Wm Cain died leaving the following named persons as his only children and heirs at law, viz Lydia Holt wife of Nicholas Holt, Joseph Cain and Charles Wesley; Sophia Catharine, Francis Jackson, and Mary Ellen Cain who are children of Mary Ann Cain one of your Complainants, who is the widow of John Cain dec'd: who was a son of said Wm Cain dec'd, and Mary Ann Bussard wife of Randolph Bussard, to whom said real estate has now descended as tenants in common, that all of said heirs at law are adults with the exception of Charles Wesley, Sophia Catharine, Francis Jackson, and Mary Ellen Cain who are infants and all live in Frederick County. Your Complainants further show that said land will not admit of advantageous divisions among your Orators and the balance of said heirs at law, but that it would be to the interest and advantage of all infants as well as adults, for said real estate to be sold and the proceeds distributed among them. In tender consideration whereof and for that your Orators are remediless in the premises by the strict rules of the Common Law and relievable only in a Court of Equity, where matters and things of this nature are properly cognizable. - It is and therefore that said Charles Wesley, Sophia Catharine, Francis Jackson and Mary Ellen Cain may answer fully and particularly all and singular the matters and charges aforesaid. May it please your Honor to order and decree that said real estate may be sold by a Trustee to be appointed for that purpose, and that your Orators may have 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 writ of Maryland's writ of subpoena to be directed to the said Charles Wesley, Sophia Catharine, Francis Jackson, and Mary Ellen Cain all of Frederick County, commanding them and each of them to appear before your Honor in your honorable Court on a certain day therein to be named, to answer all and singular the premises, and to stand to, abide by and perform such order and decree therein as to your Honor shall seem meet, and your Orators will ever pray &c.

William J. Wray
 Solicitor for Complainants

At the request of William Cain the following decree is recorded 28th February 1866 to wit

This Indenture made this second day of October the year of our Lord One thousand eight hundred and fifteen between Benjamin Watson of Montgomery County in the State of Maryland, of the one part, and William Cain of Frederick County in the State aforesaid of the other part Witnesseth, that the said Benjamin Watson for and in consideration of the sum of Two hundred and sixteen dollars current money of the United States to him in hand paid by the said William Cain before the sealing and delivery of these presents the receipt whereof he the said Benjamin Watson doth hereby acknowledge and from every part and parcel thereof doth hereby acquit exonerate and discharge the said William Cain his heirs Executors and Administrators he the said Benjamin Watson hath granted, bargained, sold, aliened, conveyed and confirmed and by these presents doth grant, bargain, sell alien, convey and confirm unto the said William Cain his heirs and assigns all that tract or parcel of land contained within the following metes and bounds Beginning at the end of the third line of a deed passed from Richard Long to the said Benjamin Watson, and running with said deed the say following courses and distances, North seventy five degrees West forty perches South Thirty four degrees West, fifty eight perches to the end of fourteen perches on the fifth line of a tract of land called the town & way on Hobbs purchase and with it reverse in courses South Eighty eight degrees East 20 perches, South Sixty two degrees East Forty perches, then South four

Exhibit A

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