

and Sarah J. Jacobs and Eliza C. Jacobs his only children and  
 heirs at Law all of whom reside in Frederick County and are  
 all above the age of 21 years except Eliza C. and Sarah J. Jacobs.  
 who are under age. That said David Jacobs died seized &  
 possessed in fee of the real property mentioned and described in a  
 deed from Daniel & Adam Jacobs to David Jacobs a certified Copy  
 of which deed is herewith filed marked Exhibit A. which your  
 Complainants pray may be taken and considered as a part of this  
 their Bill of Complaint. and your Complainants further show  
 and declare that the said real property is not susceptible of  
 partition among the parties aforesaid and that it will be greatly  
 to the interest and advantage of all the parties interested the  
 said infants as well as your Complainants that said Real  
 estate be sold and the proceeds divided amongst the parties-  
 entitled to the same according to their respective interests. And  
 your Complainants hereby expressly waive all and every right of partition  
 and election given by the act of Assembly of the year 1820 Chapter 191  
 and your Complainants further charge that the said intestate  
 left a small personal estate in said County and that shortly  
 after the death of said David Jacobs administration of all his  
 singular his personal estate was by the Orphans Court of said County  
 in due form of law granted unto the said Adam L. Jacobs one  
 of your Complainants who in virtue thereof possessed himself of all  
 the personal estate which was of the said David Jacobs at the time  
 of his death and has applied the proceeds thereof to the payment of  
 the funeral expenses Costs of administration and debts due by the  
 deceased at the time of his death that the said Adam L. Jacobs  
 as administrator aforesaid has fully administered said personal  
 estate and settled his final administration account which has  
 been examined and passed by said Orphans Court in due form  
 of Law and that he the said Adam L. Jacobs has over paid  
 the personal estate of the said David Jacobs which came  
 into his hands to be administered by the sum of \$19.37 cts all  
 of which will fully appear by a certified Copy of said final  
 administration account herewith filed as a part of this Bill  
 of Complaint marked Exhibit B. and your Complainants  
 further charge that the debts due by the deceased which are  
 mentioned in his the said Adam L. Jacobs' said administration  
 account and for the payment of which allowances are therein  
 made to the said Adam L. Jacobs as administrator were debts  
 due and owing from the said David Jacobs at the time of his  
 death and at the time of their payment by the said Adam  
 L. Jacobs as administrator aforesaid were properly chargeable  
 against his real estate in the hands of his aforesaid heirs  
 at Law. and your Complainants are therefore advised  
 and charge that the said Adam L. Jacobs is entitled to have  
 his aforesaid over payment reimbursed by the said heirs  
 and real estate left by said intestate. In the end therefore that  
 the said Sarah J. Jacobs & and Eliza C. Jacobs may answer