of the aforesaid Brook Buxton or who died intestate as aforesaid by a certain Francis Brengle, Trustee, by deed dated the 20th day of August, 1869, and duly acknowledged and recorded, the courses and distances of which tract or parcel of land, are particularly and fully described in the plat or survey thereof, and also a certain tract or parcel of land conveyed to Brook Buxton Jr. by Henry Lindsay, and Catharine his wife by deed recorded in Liber A.S. No. 18 folio 479, One of the Land Records of Frederick County, Copies of which deeds aforesaid, are herewith exhibited, marked Exhibits Nos 1 & 3, together with the plat or survey aforesaid herewith Exhibited, marked Exhibit No. 2, which your Complainants pray, together with all other Exhibits hereinafter produced, may be taken and considered as part of this their Bill of Complaint, the same as if set forth in words and figures. ~

Your Complainants further state that the said Brook Buxton died intestate as aforesaid leaving a widow Lydia A Buxton, him surviving, and the following Children and Grand Children his heirs at Law, ~

1st John T Buxton, a son married to Sarah Buxton, both of Frederick County ~

2nd Brook Buxton Jr, a son married to Emma J. Buxton, both of Frederick County ~

3rd William H Buxton, a son who resides in Frederick County ~

4th Basil F. Buxton, a son who resides in Frederick County. ~

5th Mary Ann Hood, a daughter married to Ephraim Hood of Frederick County State of Maryland, ~

6th James Le Buxton, a son who resides in Frederick County. ~

7th Ella Catharine Mullinix William Mullinix, Samuel W Mullinix, Grand children of Brook Buxton Sr. who died intestate as aforesaid, and children of Susan Jane Mullinix, which Grand children reside in Montgomery County, State of Maryland, All of whom are adults except James Le Buxton, Ella Catharine Mullinix, William Mullinix, Samuel W Mullinix, who are infants under the age of twenty one years. ~

Your Complainants further state, that the said Real Estate cannot be divided without loss or injury to the parties interested, and that it would be to the interest and advantage of all the parties interested, that the said land be sold under a decree of the Court, and the proceeds of sale divided among the parties according to their respective rights. ~

To the end therefore, that the defendants hereinafter named, may answer the several matters and things herein contained, the same as if they were thereunto specially interrogated, and that the real estate in said proceedings mentioned may be sold, and the proceeds of said sale divided among all the parties interested according to their respective rights, and that your Complainants may have such further and other relief in the premises as the nature and equity of their cause may require. ~

May it please your Honors to grant unto your Complainants the writ of subpoena against the said James Le Buxton of Frederick County, Ella Catharine Mullinix, William Mullinix, Samuel W. Mullinix, of Montgomery County State of Maryland, commanding them to appear in this Court at some certain day to be therein named, to answer the premises, and abide by and perform such decree as may be passed therein, and as in duty bound &c.

Francis Brengle
Solicitor for Complainants

Filed Dec. 3rd 1869 ~