

in Frederick County aforesaid. That said John R. Engel at his death left other children, who since the death of their said Father and before the death of their said Grandfather, died infants under age and intestate. Your Complainants further charge that the said John Engel died seized and possessed in fee simple, of the parcels of land named and described in the papers writing marked respectively A, B & C herewith filed as parts of this Bill of Complaint, and which said papers writing, with all other papers writing herewith filed and exhibited your Complainants pray may be taken and considered as parts of this Bill of Complaint, and that said parcels of land named, and described in said Exhibits A B & C at the death of said John Engel descended to and devolved upon his said children and Grandchildren as tenants in Common in fee simple, subject to the dower right of said Widow.

Your Complainants further charge that the parcel of land named and described in said paper writing marked Exhibit A, is situated in said Carroll County, and that the parcels of land named and described in said paper writing marked Exhibits B and C, are situated in Frederick County. And your Complainants further charge that it will be to the interest and advantage of all the parties interested in the aforesaid land, to sell the same and divide the proceeds from the sales thereof, among them in the proportions in which they are respectively entitled. But because the said John D. Engel and Mary A. Engel, are infants under the age of Twenty one years, your Complainants are advised that a sale thereof cannot be had without the aid of your Honorable,

Your Complainants further charge that the aforesaid lands are not susceptible of advantageous division among the parties interested, and that your Complainants hereby waive, relinquish and renounce, their right of Election to take said lands at any valuation which could be placed thereon. To the end therefore that the defendants hereinafter named, to wit said Nancy Engel, John D. Engel and Mary A. Engel may answer the premises, and that a Decree may be passed for a sale of the aforesaid lands, and the proceeds of the sales thereof distributed among the parties interested in the proportions in which they are respectively entitled, and that your Complainants may have such further and other relief as their case may require.

May it please your Honorable Court to grant unto your Complainant the writ of Subpoena against the said Nancy Engel John D. Engel and Mary A. Engel of Carroll County 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 thereon, and as in duty bound, your Complainants will ever pray &c.

Ans. J. Baumgardner
Solicitor for Complainants

App. of Trustees
By Court

David Engel & others
vs
Nancy Engel & others

No 1125 Equity
In the Circuit Court for Carroll County
Sitting as a Court of Equity.