

by a certified copy of said Deed herewith Exhibited marked Exhibit C, that William Nott Thomas another of said heirs by deed conveyed his interest in said down lands to Joshua Dill as will appear by a certified copy of said deed herewith exhibited marked Exhibit D Your Complainants further state that Joshua Dill by his last will devised and bequeathed his estate real and personal to his widow Mary during her life or widowhood and after making sundry devise bequest devised and bequeathed the residue of his estate, after payment of debts and charges, to his heirs or their heirs the share or portion bequeathed to his son John to be in Trust as therein provided, and constituted his sons Lewis H Dill, George J Dill, John F Dill and George R Wyong and Theodore Shultz, Executors, with full power to sell and convey all his real or personal estate, and these Complainants further charge that Lewis H Dill, John F Dill, George R Wyong and Theodore Shultz, renounced in writing their trust as Executors, all of which matters will more fully and at large appear by reference to certified extracts of the will of said Joshua Dill, and the probate thereof and the renunciation by said Executors herewith exhibited, marked Exhibit E Your Complainants further charge that said Joshua Dill, died in the month of August, Eighteen hundred and Sixty eight, without revoking said will, and that Mary Dill his widow died in May, 1878, and that George Dill is now sole acting Executor of the will of said Joshua Dill Your Complainants charge that said Joshua Dill made no specified devise of the lands, conveyed to him by the said William Nott Thomas, and that the same passed to his heirs under the residuary devise in his said will Your Complainants further states that said Joshua Dill left at his death the following children and children of a deceased daughter his heirs to wit John F Dill who has a life estate and the remainder to his children, John Dill, living in West Virginia, George Dill, living in Baltimore, Georgeanna Dill living in Frederick, Emma J, now wife of Frank Bennett living in City of Baltimore, all of whom are adults, and certain minor children living in West Virginia whose names are unknown to your Complainant A son Lewis H Dill now married with Ellen Dill, living in Fiske County, Maryland A son George J Dill, living in Frederick County A daughter Kennetta, who married George R Wyong, and died after her father Joshua Dill, and before her mother Mary Dill, leaving her husband, George R Wyong, a daughter Mary now wife of Specker Hill, living in West Virginia, a daughter Eliza Wyong both of whom are adults, and a son William Wyong a minor her survivors all of whom except Mary Hill and Specker Hill are residents of Frederick County, Maryland The children of Mary Mc Shultz a daughter who died before her father, the said Joshua Dill, leaving her husband Theodore Shultz, and the following children, all of whom are infants her survivors, to wit Kennetta Shultz, Sophia K Shultz and Mary Mc Shultz Your Complainant further states, that your Complainants are each entitled to one undivided fifth part of said lands hereinafore described, that the children of Adelaide S Stoner are entitled to one other other undivided fifth part of said lands, and that the remaining fifth part of said lands and tenement vested in the devise of said Joshua Dill Your Complainants further states that the said lands and tenement can not be divided without loss or injury to the parties interested and that the interest of all parties concerned requires that the said lands and tenement should be sold under a decree of this Court, and the money arising from such sale divided among the parties according to their respective rights To the end therefore that the defendant hereinafter named may answer the several matters