

to said Jacob Bragoner a certified copy of which is filed herewith marked Exhibit No 1 which with all other Exhibits herewith filed is prayed to be taken as part of this Bill of Complaint as fully as if here inserted in words and figures that said Jacob Bragoner died leaving as his Widow Your Complainant Ann Bragoner and the following named children and only heirs at Law viz: Your Complainants Anna Mary Knapp Ann M Bragoner, Alfred C Bragoner George H Bragoner and Charles Bragoner and Jacob Bragoner Jr who now own said House and Lot as tenants in common that all of said heirs at Law are Adults but said Jacob Bragoner Jr. is now *Comep Mentis* having been so found by a Jury of Frederick County as appears by a certificate of the Clerk of the Court filed herewith marked Exhibit No. 2 and he is now confined under an Order of the Circuit Court for Frederick County in "Montevideo Hospital" that said Charles Bragoner is not a resident of the State of Maryland having left the State about the year 1865 and his present place of residence is not known to your Complainants. Your Complainants do further charge that the said Real Estate is not susceptible of a partition among said tenants in common without great injury and loss and it would be to the interest and advantage of all parties interested including said Jacob Bragoner Jr. who is a lunatic for said Real Estate to be sold and the proceeds distributed amongst them, and your Complainant Ann Bragoner is willing said Real Estate shall be sold free and clear of her dower therein. In tender consideration whereof and for that your Complainants are remediless in the premises by the strict rules of the common Law and relivable only in a Court of Equity where matters and things of this nature are properly cognizable, to the end therefore that the said Charles Bragoner & Jacob Bragoner Jr may answer fully and particularly all and singular the matters and things herein before charged and that the said Real Estate may be sold by a Trustee to be appointed for that purpose and that your Complainants may have such other and further relief as the nature of the case may require and to your Honors shall seem right - may it please your Honors to grant unto your Complainants the State of Maryland's Writ of Subpoena in the usual form to be directed to the said Jacob Bragoner Jr directing and commanding him to be and appear in your Honorable Court on some certain day to be therein named to answer the premises and abide by and perform such decrees as may be passed therein and may it further please your Honors to grant unto your Complainants an order of publication giving notice to the said Charles Bragoner who is a non resident as before stated of the substance and object of this Bill and warning him to appear in this Court in person or by Solicitor on or before a certain day to answer the premises and show cause if any he has why a decree should not be passed as prayed, And as in duty bound, &c

Hilton G. Vance  
Solicitor for Complainants

Filed Dec. 5. 1873.

Exhibit 1

This Deed made this 9<sup>th</sup> day of October in the year 1867 by us Daniel Gitzendanner Jr. and David C. Wembrenner of Frederick County