You are hereby commanded that all excuses set apart you personally appear before before the Judges of the Circuit Court for Frederick County, sitting as a Court of Equity to be held at the Court House in Frederick town in and for said County on the Second Monday of May next to answer the bill and complaint of William Pratby Thompson against you in our said Court exhibited and so forth Hereof fail you not as you will answer the contrary at your peril. Witness the Honorable Madison Nelson Chief Judge of our said Court the 15th day of February 1869. To the Sheriff of Frederick County.

Endorsed summoned
A. O. Neighbors Shff

Charles Mantz
Clerk

Filed May 6. 1869

Petition of Wm Pratby Thompson

To the Honorable the Judges of the Circuit Court for Frederick County

The Petition of William Pratby Thompson of Frederick County State of Maryland respectfully shows to your Honors that on the 20th day of April in the year 1869 he filed his bill of complaint in your Honorable Court against Charles Thomas Thompson and others praying for a decree for the sale of the lands whereof Sallie Cutsail late of Frederick County died seized and possessed and for general relief.

That in said bill of Complaint your Complainant amongst other things charged that said Sallie Cutsail died intestate leaving your Complainant and Charles Thomas Thompson, Sarah E Thompson and John Thompson her brothers and sister her only heirs at law when in truth and in fact there was one other child by the name of Samuel Albert Thompson who was not made a party to said proceedings also that the lands of the said Peter Cutsail not heretofore sold by Henry Stier the Executor of the said Peter Cutsail was the identical land whereof Sallie Cutsail died seized and possessed, that your Complainant has been advised since the filing of said bill of complaint that said Samuel Albert is a necessary party to said proceeding and that said Sallie by virtue of the devise in the Will of said Peter Cutsail was entitled to one undivided third part of the lands of which said Peter Cutsail died seized and possessed, and that John H Fogle who now owns said land disposed of by said Executor to Durrie H Barnes and by said Durrie H Barnes sold and conveyed to said Fogle is a necessary party he and your Complainant and the other children of said Sallie being seized of the whole of said Lands tenants in common, And your Petitioner prays your Honors leave to file his amended Bill setting out at length said amendments

J & R Wood
Wm J. Ross
Chas W Ross
Sols for Complainant.

Filed May 1 1869

Courts Order

In the matter of the Petition of Wm Pratby Thompson } No 3463 Equity In the Circuit Court for Frederick County in Equity

Ordered by the Court this 1st day of May 1869 that the Complainant have leave to file his amended bill hereto

Filed May 1 1869

John A Lynch