No. 3278 Equity

Bill of Complaint

Peter C. Hesselring and Elizabeth Hesselring his wife, vs. Daniel Marker Lewis Marker & others

No. 3278 Equity

In the Circuit Court for Frederick County, in Equity

50¢ United States Stamp — 50¢ Intl Revenue

To The Honorable Madison Nelson, Circuit Judge for the Fourth Judicial Circuit of the State of Maryland, sitting in the Circuit Court for Frederick County, as a Court of Equity The Bill of Complaint of Peter C. Hesselring and Elizabeth Hesselring of Frederick County, State of Maryland, Sheweth That a certain Michael Marker of Frederick County, State of Maryland, deceased, died intestate in or about the year Eighteen Hundred and sixty four, seized and possessed in fee simple of parts of tracts of land situate in the said State and County, being parts of tracts called "Miller's Delight", and the "Resurvey on Miller's Delight", containing forty nine acres of land more or less. Also of another part of a tract of Land called the Resurvey on Miller's Delight, and part of a tract of Land called "Likely", containing six and one fourth acres of Land more or less. and which said parts of said tracts were heretofore conveyed by Peter Marker and wife, to said Michael Marker by deeds, copies of which said deeds are herewith Exhibited marked Exhibit No 1. and Exhibit No. 2 which with all other Exhibits hereinafter produced, Your Complainant prays may be taken as part of this their Bill of Complaint Your Complainant further state that the said Michael Marker at his death left a widow named Sarah Marker, and the following Children his heirs at law, to whom said lands descended, to wit. Daniel Marker a son, Lewis Marker a son, Matilda a daughter who married George Ambrose, Mary a daughter who married Ludwick Rontzahn, Barbara a daughter who married Hezekiah Kline, Catharine a daughter who married Adam Warrenfeltz and Elizabeth a daughter one of the Complainants who married your other Complainant Peter C. Hesselring — all of whom are over the age of twenty one years and reside in Frederick County, State of Maryland Your Complainants Charge that the said real estate is susceptible of partition among the parties aforesaid, or if the said lands and tenements cannot be divided without loss or injury to the parties interested therein, that your Complainants will be entitled to have the same sold and the proceeds of sale thereof, distributed among the parties in proportion to their respective interests To the end therefore, that the said Daniel Marker, Lewis Marker, George Ambrose and Matilda Ambrose his wife, Ludwick Rontzahn and Mary Rontzahn his wife, Hezekiah Kline and Barbara Kline his wife, Adam Warrenfeltz and Catharine Warrenfeltz his wife, may answer the premises, and that a decree may be passed for a partition of the aforesaid real estate amongst the parties aforesaid — or in case the said real estate cannot be divided without loss or injury to the parties interested, that the same may be sold under the direction of this Court,