

the 20th. day of September 1875. Issued the 22^d day of November, 1875
 To the Sheriff of Frederick County

Thomas Emueh, Clerk

Which is thus endorsed, viz:

Filed January June 3, 1875. ^{Wm Johnson, Non Est.}
 Thos H. Willard, Late Sheriff.

No. 4097 Equity.

In the Circuit Court for Frederick County, sitting as a Court of Equity.

Joseph Smith and Ann Maria Smith, his wife,
 John J. Smith and Maria Smith, his wife,

vs.

Michael McCrea and Elizabeth McCrea his wife
 Emanuel Burns, George Burns and Others.

The object of this Bill is to obtain a decree for the sale of certain real estate lying and being in Frederick County, State of Maryland, of which John Smith of S. late of said County died seized and possessed. The said real estate is described in deeds of conveyance duly recorded in Liber J. S. No. 13 folio 53, Liber J. S. No. 32, folio 394, Liber H. S. No. 5, folio 371 and Liber H. S. No. 13 folio 498, all said records of said County. The Bill alleges that said John Smith died estate on January 1875, leaving a widow named Christiana Smith, a daughter Margaret now married to William Johnson, a daughter Elizabeth now married to Michael McCrea, a daughter Catharine, now married to Henry Wolfe, a daughter Prucilla now married to Ezra Brown, a daughter Emeline now married to David Jones, a son David Smith, two grand sons Emanuel Burns and George Burns, children of a daughter Mary who died during the life time of the said John Smith, leaving the said George Burns and Emanuel Burns and her husband George Burns her surviving. a son John J. Smith who is married to Maria Smith, and a son Joseph Smith who is married to Ann Maria Smith. The Bill charges that all of said parties are residents of the State of Maryland, except the said Michael McCrea and Elizabeth McCrea his wife, and the said Emanuel and George Burns, children of said Mary Burns deceased, and that the said Michael and Elizabeth McCrea, and the said Emanuel and George Burns are now residents and do not live or reside within the State of Maryland. The Bill alleges that the said real estate is not susceptible of partition or division, and that it will be to the interest and advantage of all the parties to have the same sold, and the proceeds divided amongst them in the proportion in which they are entitled. The Bill prays for a sale of the property, and for general relief and for

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