

Complainants further state, that the said Ann Catharine Miller, was also seized and possessed in her own right of One undivided third part in and to a lot or portion of ground which descended to her on the part of her father William Kolb, Sr. That William Kolb Sr. the father of the said Ann Catharine Miller, died intestate in the year Eighteen hundred and thirty five, leaving the said Ann Catharine Miller, William Kolb Jr and John Michael Kolb his only children him surviving. That a certain Samuel Smith of Frederick County was indebted to said William Kolb Sr in the sum of Four Hundred dollars, and to secure said indebtedness, the said Samuel Smith executed his deed of Mortgage to the said William Kolb Sr dated on the 15th. day of June in the year 1821, conveying to the said William Kolb Sr all that part of a lot of ground No. 92, lying in Frederick County, and being the same lot conveyed by Michael Kolb to said Samuel Smith, all of which will fully appear by reference to certified copies of the deed from Michael Kolb to Samuel Smith, and of the Mortgage from Samuel Smith to William Kolb Sr. herewith Exhibited, marked Exhibits Nos. 12, 13. That the said Samuel Smith never redeemed said land under the terms of the mortgage, but delivered said lot of land to said William Kolb, the mortgagee. And your Complainants charge that the said lands, mentioned in the deed aforesaid have been in the undisputed possession of the said William Kolb Jr John Michael Kolb and Ann Catharine Miller for a period of time, not less than twenty years, and that the rents, issues and profits of the same, have been received by the said parties in possession for a period of nearly forty years. And your Complainants therefore charge that they in right of their mother are seized as tenants in common with the said William Kolb and John Michael Kolb, that the same cannot be divided without loss and injury to all interested and that it will be to the interest and advantage of all concerned that the said lot be sold under a decree of your Honorable Court. Your Complainants further state, that the said Ann Catharine Miller died intestate as aforesaid, leaving the following children her surviving.

- 1st. Ann Catharine Miller, a daughter who married James Vilton, she died long prior to her said Mother, leaving two daughters her surviving, One of whom, Caroline V. Married George H. Anderson, she dying before her grandmother the said Ann Catharine Miller, leaving three children her surviving viz: - Charles Anderson, Lilla Anderson and Mary Anderson, who are infants under the age of twenty one years, the said Charles Anderson and Mary Anderson, residing in the State of West Virginia, and Lilla Anderson, residing in Washington County, State of Maryland. The other daughter of the said Ann Catharine Vilton died before her said grandmother without leaving issue.
2. David S. H. Miller a son who married Rozanna Hise, and resides in the City of Baltimore.
3. Elizabeth Miller a daughter residing in Frederick County, Maryland.

ing
and
his
undivided
t.
1879
re
publish.
said
fisher.
ruek
Equity
79.
County
Miller
of
Zach.
County
Miller
B.
the
hundred
and
of land
in
John
var.
with
the
was
w
own