

No. 4482 Equity

James Mathews and wife
 And Charles Mathews
 vs
 Thomas Hall Burge
 John Mathews & wife et al

Bill of
 Complaint

To the Honorable the Judges of the Circuit Court
 for Frederick County, sitting as a Court of Equity.

The Bill of Complaint of James Mathews and Eliza Jane Mathews
 his wife and Charles Mathews of Frederick County in the State of Mary-
 land, respectfully sheweth to your Honors, that heretofore to wit in the year
 Eighteen hundred and fifty one a certain Henry Chase of Frederick County
 died, intestate seized and possessed of certain real estate situated, lying
 and being in the village of Partonsville in said county and state, which
 real estate is fully described in a deed from Joshua Hill and wife to the
 said Henry Chase, a certified copy of which deed is recorded in Liber & S.
 No. 10 folios 276 B. One of the Land Records of Frederick County is here-
 with filed, marked Exhibit No 1 to this Bill of Complaint, which Exhibit
 it with all other Exhibits by these complainants herewith filed they pray
 may be taken and considered as a part of this Bill of Complaint as fully
 as if herein set forth in words and figures. These complainants further
 represent that the said Henry Chase left surviving him a widow, who is now
 dead and the following heirs at law the above named James Mathews who
 has intermarried with Eliza Jane his wife, Charles Mathews also above-
 named, John Mathews who has intermarried with Emma, his wife, Charity
 Mathews, now named Charity Hall, who has intermarried with Thomas
 Hall, Harriet Mathews now named Harriet Batow, who has intermarried
 with Alfred Batow, all of Frederick County, Nicholas Mathews who has
 intermarried with Minta Mathews, residing in Baltimore City Maryland
 and Josephine Mathews, now named Josephine Fowler who has intermar-
 ried with Frederick Fowler, who reside in Washington City, and are now resi-
 dents of the State of Maryland, and do not reside therein, the children and
 heirs at law of Mary Mathews, deceased, a sister of the said Henry Chase and
 his only heir at law if she were now living.

Your complainants further represent that the said Mary Mathews died
 prior to and whilst the said Henry Chase was ^{yet} living leaving the above named
 children who are adults, and that under the laws of Intestance in Maryland
 said above mentioned real estate vested in the above ^{named} heirs at law as ten-
 ants in common.

Your complainants further represent and charge that said real estate
 is not susceptible of division among those entitled to the same and that it
 would be to the interest of all of the above named parties having interest there-
 in to have the same sold under the directions of this Honorable Court and
 the proceeds divided among them. To the end therefore that the said re-
 al estate may be sold under the decree of this Honorable Court and that the
 proceeds of said sale may be divided among said parties according to their
 respective interests and that your complainants may have such other re-
 lief as his case requires

Exhibit No