No 4385 Equity

and Noah Eury and Jesse Eury brothers of said Elizabeth Bostian.

And your complainants further represent unto your Honors that all of said heirs at law of said Elizabeth Bostian deceased are over the age of twenty one years except the said Alice, Laura, Kenly and Anne Ham and Mary Butler who are minors and that they are all residents of the State of Maryland except Noah Eury, Jesse Eury and the said daughter of Margaret Smith deceased who reside in the State of Ohio and the four children of said Noah Eury dec^d who are believed to be resident in the State of Illinois.

And your Complainants further represent and charge that said real estate of which the said Elizabeth Bostian died seized as hereinbefore said is not susceptible of division among the parties entitled thereto and that it would be to the benefit, interest and advantage of said parties to have the same sold by a Trustee to be appointed by your Honorable Court and the proceeds of such sale divided among the parties entitled thereto.

And your Complainants further represent that they are without relief except in a Court of Equity where matters of this sort are properly cognizable.

To the end therefore that the said Defendants may answer the several matters and things herein before stated as fully and particularly as if they were here again repeated and they are ethereunto specially interrogated and that a decree may be passed by your Honorable Court for the sale of said real estate by a Trustee to be appointed by your Honorable Court, and the proceeds arising from said sale divided among the parties entitled thereto according to their respective interests therein, and that your Complainants may have such other and further relief as their case may require and to your Honors may seem just and right

May it please your Honors to grant unto your orator and orator the State of Maryland, writ of Subpoena directed to the said Samuel A. Eury, John H. Eury, Evan J. Aldridge, Mary E. Aldridge, Samuel Ham, Alice Ham, Laura Ham, Kenly Ham, Anne Ham, Mary Butler, James A. Cochran and Margaret A. Vernon commanding them and each of them to be and appear in your Honorable Court on a day certain to be therein named, to answer the premises, and stand to, abide by and perform such order or decree as may be passed in the premises and also an order of publication giving notice to Noah Eury, Jesse Eury and the children of said Noah Eury and the daughter of said Marg^t Smith whose names are unknown and who are non-residents, of the substance and object of this Bill and warning them to be and appear in this Court in person or by Solicitor on or before a certain day, to answer the premises and show cause if any they have why a decree ought not to pass as prayed and as in duty bound they will ever pray &c

Wm A Hinks
Solr. for Complainants

Filed June 6, 1878

Henry Hammett & wife
To } Copy of Deed
Eliz^th Bostian

At the request of Elizabeth Bostian the following Deed was recorded May 26th 1846

Exhibit A.

This Indenture made this Eleventh day of April in the year of our Lord Eighteen hundred and forty six, between