No 4486 Equity

married Ann Harbaugh being his wife is entitled to one fourth interest subject to the claim of your Complainants for the over payment of their portion of the purchase money aforesaid.

Your Complainants further state that George Harbaugh one of the said tenants in common in said land who paid his portion of the Cash payment aforesaid, died intestate in the year 1878. in the State of Kansas where he had removed with his family leaving a widow named Matilda Harbaugh who is entitled to a dower interest in said land and the following children, to whom the interest of the said George Harbaugh of & descended

1st Nancy C. Harbaugh, who is an adult and now resides in the State of Kansas
2 Charles H. Harbaugh who is an adult and now resides the State of Kansas
3 Jacob E. Harbaugh who is an adult and now resides in the State of Kansas
3 George H Harbaugh - 4 Ellen A Harbaugh 5 Virginia A. Harbaugh 6 Ida L. Harbaugh 7 Ann Rebecca Harbaugh & 8 Lilly Harbaugh, all of whom are infants under the age of twenty one years and all of whom reside in the State of Kansas.

And said Complainants charge that the said children & heirs at law of said George Harbaugh subject to the dower interest of said Matilda Harbaugh widow are entitled to one fourth interest, subject to the claim of your Complainants for the overpayment of their portion of the purchase money aforesaid.

And your Complainants charge that said Simon N. Harbaugh who is married Elizabeth Harbaugh being his wife is entitled to one fourth interest in said land subject to the claim of your Complainants for the overpayment aforesaid.

To the end therefore that the Defendants hereinafter named may answer the matters and things hereinbefore stated the same as if they were herein again repeated and they were thereunto specially interrogated - and that the real estate in these proceedings mentioned may be sold, and the proceeds of the sale thereof distributed among the parties interested - the excessive payment of the purchase money for said real estate paid by your Complainants being first repaid out of the proceeds of sale - and then the net balance distributed among the joint purchasers according to their several and respective interest - and that your Complainants may have such other and further relief as the nature and Equity of their case may require

May it please your Honors to grant unto your Complainants an Order of Publication against the said Matilda Harbaugh widow of George Harbaugh, Nancy C. Harbaugh Charles H. Harbaugh Jacob E Harbaugh George H. Harbaugh Ellen N. Harbaugh, Virginia A. Harbaugh, Ida L Harbaugh, Ann R. Harbaugh & Lilly Harbaugh, who are non-residents of the State of Maryland as aforesaid giving them notice of the substance & object this Bill of Complaint and warning them to be and appear in this Court in person or by Solicitor on or before some day to be named in said order, and show cause if any they have why a decree ought not to be passed as prayed

May it please your Honors to grant unto your Complainants the writ of Subpoena against the said Mary A. Harbaugh widow of Seward Harbaugh decd - Catharine Harbaugh widow of Elias Harbaugh decd, Susan Barbara Harbaugh Ulysses Grant Harbaugh, Minnie Nora Harbaugh Hiram Harbaugh and Ann Harbaugh his wife Simon N. Harbaugh and Elizabeth Harbaugh his wife all of Frederick County Maryland, Commanding them to appear in this Court on some certain day to be named thereon to answer the premises and abide by and perform such decree as may be passed therein. & as in duty &c

Wm. J. Ross
Chas. W. Ross
Solrs for Complainants

Filed May 2, 1879

Exhibit No.

Exhibit No.