

No. 42108 Equity

Bill of Complaint

State of Maryland being in St. Clair County, in the State of Missouri a daughter Marcella Hauver is an infant under the age of twenty one years and is the wife of Alfred Peyer who is an adult both of whom live in Frederick County, a daughter Clara S. Hauver who is an infant unmarried being in Frederick County, a daughter Alice S. Hauver who is an infant unmarried being in Frederick County, a daughter Annee M. Hauver who is an infant unmarried being in Frederick County and a daughter Emma E. Hauver who is an infant unmarried being in Frederick County —

Your Complainants further state that said George P. Fox died seized and possessed of valuable real estate situated in Frederick County which is described in certain deeds, certified copies whereof are herewith filed as parts of this Bill marked respectively Exhibits Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9

Your Complainants further state that said real estate is not susceptible of partition among the parties entitled thereto without loss and injury to said parties and that it will be for the advantage and benefit of all the parties interested in said real estate infant as well as adult that said Real Estate be sold and the proceeds of sale divided among the parties in proportion to their respective rights.

To the end therefore that an Order may be passed for the sale of said real estate and that your Complainants may have such other and further relief as the nature of their case may require.

May it please your Honor to grant unto your Complainants the writ of Subpoena directed to the Defendants George H. Fox and Elizabeth Fox his wife, John C. Haupp and Catharine Haupp his wife, Peter M. Hauver, Albert S. Hauver, Alfred Peyer and Marcella M. Peyer his wife, Clara S. Hauver, Alice S. Hauver, Annee M. Hauver and Emma E. Hauver all of Frederick County and to John M. Brown and Margaret E. Brown his wife and George Harbaugh and Marcella Harbaugh his wife of Washington County, commanding them and each of them to be and appear in this Court on some certain day to be named therein to answer the premises and abide by and perform such decree as may be passed therein.

And may it please your Honor further to issue a Commission to appoint a Guardian to answer for the non-resident infant defendant George P. Hauver and take the answer of said infant by his said Guardian, and as in duty bound &c.

G. V. S. Looy,
Solicitor for Complainants.

Filed Sept. 12, 1878.

George Fox & wife }
To 3 Copy of Deed }
George P. Fox }

At the request of George P. Fox the following Deed is recorded March 16th 1820

This Indenture, made this 13th day of March in the year of Our Lord One thousand eight hundred and twenty four, between George Fox, Sen of Frederick County, in the State of Maryland, of the one part, and George P. Fox, Sen of the aforesaid George Fox Sen of the County and State aforesaid of the other

Exhibit No 1