

No. 4506 Equity

Recorded in Liber L. S. No. 20 folio 113, one of the Land Records of Frederick County, also of One hundred and seventy three Acres, One Acre and twenty-four perches of Land, more or less described in second part of a deed from Robert E. Housay, Trustee, recorded in Liber L. S. No. 5, folio 313, one of the Land Records aforesaid, certified copies of which deeds are herewith filed marked Exhibits Nos "4" & "5"; that since the death of said Thos. J. Marlow, by virtue of a decree of your Honorable Court Fredk J. Peckham, Trustee, conveyed a portion of the Real Estate of which the said Thos. J. Marlow, dec. legat. and possided, being One hundred and twelve acres, 3 Rods and twenty three perches as will appear by certified copies of the deeds for the same filed herewith marked Exhibits Nos "3" & "3"; that there is still remaining unsold of said real estate of or from said Thos. J. Marlow dec. legat. & possessed about two hundred and twenty acres; that Mary Marlow, the widow of the said Thos. J. Marlow, and his two sisters are now all dead; that the said Thos. J. Marlow died leaving the following children & heirs at law Luise Marlow, Parmour Marlow & Isaac Marlow, sons, Mrs. Stou Marlow, a son now deceased, who left as his widow surviving him Eliza now married to Stewart and the following children from Mrs. H. Marlow, Thos. Mortimer Marlow, Clarence Marlow, Jas. H. Marlow, Edward E. Marlow, son, and Mary Marlow and Johanna Marlow, daughters Margaret Elizabeth Hurburrow, a daughter of said Thos. J. Marlow, Sarah Rebecca Clapham, wife of Saml. Clapham, Thos. J. Marlow, a son, Mary Olivia Marlow, a daughter, Robt. E. Marlow, a son, and Frances S. Marlow, a daughter, all of which said parties are non-residents of the State of Maryland except your Complainants above named; that the above named Edward E. Marlow, Jas. H. Marlow, Mary Marlow and Johanna Marlow are infants & under the age of twenty one years; and your Complainants are advised that according to the provisions of said will they are entitled to have said real estate sold and the proceeds distributed among said children & heirs at law, that said real estate is not susceptible of advantageous duration & it would be to the interest & advantage of all infants as well as adults, that said land be sold, and the proceeds divided among the heirs: And whereas your Complainants are remediless by the strict rules of the Common Law, and releasable only in a Court of Equity where matters and things of this nature are properly cognizable, to the end therefore that Luise Marlow & Johanna Marlow, his wife, Parmour Marlow & Emily Marlow his wife, Isaac Marlow, and Mary Marlow his wife, Eliza Stewart & Stewart her husband, Mrs. H. Marlow Thos. Mortimer Marlow & Marlow, his wife, Clarence Marlow Edw. E. Marlow, Jas. Hurburrow Marlow, Mary Marlow, Johanna Marlow, Sarah R. Clapham & Saml. Clapham her husband, Thos. J. Marlow & Mary Marlow, his wife, Robert E. Marlow & Mary Marlow, his wife, may answer fully and particularly the matters contained in this Bill, and for that all of said parties are non-residents of the State of Maryland may it please your Honor to grant unto your Complainants an order of publication giving notice to said non-residents of the substance and object of this Bill and warning them to 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