

No. 4753 Equity

marked Exhibit No 5. That tract of land, described in a deed from Philip Shan-
kles and wife to John A. J. Zimmerman, a certified copy of which deed as re-
corded among the Land records of Frederick County is herewith filed, marked
Exhibit No. 6. That tract of land described in a deed from Louis H. Still and wife
to John A. J. Zimmerman, a certified copy of which deed as recorded among the Land
Records of Frederick County, is herewith filed, marked Exhibit No. 7. That tract of Land
described in a deed from Frederick A. Still Trustee to John A. J. Zimmerman, a
certified copy of which deed, as recorded among the Land Records of Frederick County,
is herewith filed, marked Exhibit No 8, That tract of Land described in a deed
from Jacob Still, and wife to John A. J. Zimmerman, a certified copy of which deed
as recorded among the Land Records of Frederick County is herewith filed as Exhibit
No 9; from which is to be deducted the land willed to Leathy Ann O. Pearl, mentioned
in Exhibit No. 1, to this Bill of Complaint, and described in a survey of the same her-
ewith filed as Exhibit No. 10, leaving in the farm now fifty two acres more or less.

Bill of Com-
plaint.

These complainants further represent and charge, that the mountain lands devised
and bequeathed as aforesaid to them and their six sisters are fully described in deeds
conveying the same to the said John A. J. Zimmerman, certified Copies of which
deeds as recorded among the Land Records of Frederick County are herewith re-
spectively filed, marked Exhibits Nos. 11, -12, -13 & 14. ; That all of said Lands are
situated in Frederick County, Maryland,

These Complainants further represent and charge that the said John A. J. Jim-
merman left surviving him a widow named Mary M. Zimmerman, who has no
marital or other interest in said Real estate, and the following named children as
his heirs at Law, John Luther Zimmerman, Leathy Ann O. Pearl, Cora H. Zimm-
erman, Laura A. Zimmerman, Emma F. Zimmerman, Martha A. Zimm-
erman, Jesse W. Zimmerman, Leana Kate Zimmerman, and your Complain-
ants Mary Jane Staley and Alphy E. Still, all of which children are infants
under twenty one years of age excepting John Luther Zimmerman, Leathy
Ann O. Pearl, Mary Jane Staley and Alphy E. Still, and all reside in Frederick County
Maryland, and it is herein specially charged that the said John Luther Zimmerman,
and Leathy Ann O. Pearl, have no interest, or title in said real estate mentioned
and described in these proceedings, although heirs at law of said John A. J. Zimmerman

Exhibit

These Complainants further represent and charge that there is no power of
sale in said last Will and Testament, authorizing the sale of the real estate de-
vised and bequeathed therein to them, and their sisters; that said Real estate
is not susceptible of division among those entitled thereto without great damage
and loss; and that it would be to the interest of all and especially the infants
above named to have the same sold under the decree of your Honorable Court
and the proceeds divided among them share and share alike.

To the end therefore that said Mary M. Zimmerman, John Luther Zimm-
erman, Daniel B. Pearl, and Leathy Ann O. Pearl, his wife, Cora H. Zimm-
erman, Laura A. Zimmerman, Emma F. Zimmerman, Martha A. Zimmerman
Jesse W. Zimmerman and Leana K. Zimmerman of Frederick County Mary-
land, may answer the matters and things hereinbefore stated, and that said
home farm of fifty two acres of land, more or less, and said Mountain Lots aggre-
gating One hundred and thirty acres of land, more or less, may be sold under the
decree of this Honorable Court, and that the proceeds may be divided among your
Complainants Mary Jane Staley and Alphy E. Still, and their sisters, Cora