No. 4868 Equity.

Martha E. Wilcoxon, in her own behalf, Jennie E. Wilcoxon, Harry E. Wilcoxon and Hattie R. Wilcoxon their natural Guardian & pro chein ami

vs.

Rufus Wilcoxon and Annie Wilcoxon his wife, Philip L. Hiteshew & Hannie Hiteshew his wife and others

No. 4868 Equity
In the Circuit Court for Frederick County, sitting as a Court of Equity.
February Term, 1883.

To the Honorable the Judges of the Circuit Court for Frederick County, sitting as a Court of Equity.

Petition of Complainants for Sale of Realty

The Petition of Martha E. Wilcoxon filed in her own behalf, and Jennie E. Wilcoxon, Harry E. Wilcoxon and Hattie R. Wilcoxon infants under twenty one years of age, by the said Martha E. Wilcoxon as their natural Guardian and pro chein ami respectfully shows unto your Honors that on the 5th day of February, 1883, as heirs of John Wilcoxon, late of Frederick County, deceased, they filed in your Honorable Court, their Bill of Complaint, asking for the sale of the real estate mentioned in said Bill and of which the said John Wilcoxon died seized and possessed, that your Petitioners are willing and anxious to have said real estate sold as are all the other heirs at law of the said John Wilcoxon who are of age as appears by their answers to said Bill already filed in said above mentioned Cause. And your Petitioners represent that the land will certainly be sold when the final decree is reached, that as a fact all of those who are interested in said real estate as the heirs of said John Wilcoxon are anxious to have the same sold as soon as possible, that some of said real estate is not insured and several attempts have been made during the past year to burn down a valuable part of the improvements on the same and that the longer it lays just so much is the danger of loss to all of said heirs increased; that these petitioners believe that if it is sold now a much better price can be obtained for the same than if it is deferred until after the return day of the writ issued in said Cause that all the Defendants have been summoned, in said Cause and have been so returned, that by obtaining an order to sell now the property can be advertised and sold before the 1st of April next at which time purchasers will be wanting property and be more liable to buy, therefore your Petitioners represent and charge that it is greatly to the benefit and advantage of all parties that said real estate be sold at once.

And your Petitioners further represent that the Statement of the Bill as to the fact of John Wilcoxon having died intestate and seized of the Lands and Real Estate mentioned in said Bill of Complaint, and as to the heirs at law left by him are true as therein stated.

Your Petitioners therefore pray your Honors to pass an order appointing a Trustee to sell the Real Estate mentioned in the Bill of Complaint before final Decree, and to bring the money into Court, arising from such sale to be deposited or invested as your Honors may direct to await the final decree in the premises.

J. C. Motter
Sol. for Complainants

Court's Order

The above petition having been read and considered, it is thereupon on