

No. 4929 Equity

5. That said real estate can not be divided among the parties interested without great loss and injury to them and that it would be to the benefit and advantage of all the parties, infants as well as adults to have the same sold and the proceeds divided among the parties according to their respective rights

6. And your orators pray for the following relief

1. That a decree may be passed by your Honorable Court for the sale of said real estate and that the proceeds arising therefrom may be divided among the parties in proportion to their respective interests

2. And for such other and further relief as the nature of your orators case may require and to your Honors may seem meet.

7. And your Orators pray for the following process viz.

A writ of Subpoena addressed to the said Charles S. Hensit and Leon R. Hensit both of Frederick County Commanding them and each of them to be and appear in this Court on some certain day in said writ to be named to answer the premises and to show cause why a decree should not be passed as prayed And as in duty lie.

Clayton O. Hensy
Solicitor for Plaintiffs

Filed October 1. 1883.

At the request of Gideon Slifer the following Deed was recorded November 6th 1855
This Indenture made this nineteenth day of April in the year of Our Lord one thousand eight hundred and fifty three by and between Daniel Shoemaker and Magdalena Shoemaker his wife of Frederick County & State of Maryland of the first part, and Gideon Slifer of the County and State aforesaid of the second part, Witnesseth that the said Daniel Shoemaker and Magdalena Shoemaker, for and in consideration of the sum of fifty dollars, current money to them in hand paid by the said Gideon Slifer, the receipt whereof they the said Daniel Shoemaker & Magdalena Shoemaker do hereby acknowledge, have granted bargained & sold, aliened enfeoffed released conveyed and confirmed, and by these presents do grant, bargain and sell, alien, enfeoff release, convey and confirm unto the said Gideon Slifer his heirs and assigns, all the following described and conveyed part, parcel or portion of land and premises lying and being in the County and State aforesaid, Beginning for the said land hereby to be conveyed at a stone planted on the line separating the lands of said Shoemakers, Adam Bowles and Daniel Hoyle and running thence along said Hoyle's land on course viz. S 79° W 26 ps to a tree commonly called the Iron tree, then leaving said Hoyle's land by a course N 2° E passing on the West side of the house erected by said Slifer and the land hereby conveyed eight feet from said house) 14 1/2 ps into the public road leading from the Old Hagaworth Road past said Shoemaker's Scholl House, thence along said road S 54° E 2 1/4 ps to a stone now planted S 34° E 2 3/4 ps S 74 1/2° E (along said road) 20 7/10 ps to the first above mentioned beginning containing One acre of land; and the said parties of the first part also hereby grant and convey unto the said Gideon Slifer his heirs and assigns forever the right & privilege to have access to and from, and the right & privilege of taking procuring and using water from the spring on said Shoemaker's land West from the house on the land hereby conveyed together with all and singular the buildings improvements, ways, waters, water rights, covenants, privileges advantages & appurtenances therunto belonging or in any wise appertaining and all the estate, right title and interest, trust property claim and demand what soever at law and in Equity of the said Daniel Shoemaker & Magdalena Shoemaker, his wife of in and to the same. To have and to hold the said herein described premises with the appurtenances therunto belonging and with the privileges above mentioned unto the said Gideon Slifer his heirs & assigns to the only proper use & behoof of the said Gideon Slifer his heirs & assigns forever and also that the said Daniel Shoemaker his heirs and assigns, the part parcel or portion of