

No 5359 Equity.

5. That on the death of their said Mother Selina V. Englebrecht - the land and premises described in the deed aforesaid, descended to the above named children as her heirs at law. Who now, with the lands, which descended to them as heirs at law of said Philip M. Englebrecht hold the same as tenants in Common.

6th That, Benjamin H. Englebrecht is, an adult, but of unsound Mind - and is at present confined in Manterier Frederick County - That Abraham L. Englebrecht Henrietta L. Englebrecht and Jacob L. Englebrecht are Infants under the age of twenty one years and all reside in Frederick County Maryland. 7. That the Complainant, together with his brothers and Sister - Who are the defendants in this Bill of Complaint, are seized of the lands hereinbefore described, as Tenants in Common - That the said Land cannot be divided among the parties interested in this suit, without loss and Injury - And that it will be to the interest and advantage of all the parties interested, that the same shall be sold, and the proceeds divided among them. To the End therefore that the defendants herein after named may answer the matter and things hereinbefore stated, and be charged, the same as if they were herein again repeated, and they were thereunto specially interrogated, and - 8th That the land and premises in these proceedings mentioned may be sold, and the proceeds of sale divided among the parties interested according to their interest.

2. And that Your Complainant may have such further and other relief as the nature and Equity of the his case may require.

May it please Your Honor to grant unto Your Complainant the writ of Subpoena against the said Benjamin Kurtz Englebrecht Abraham Englebrecht, Henrietta E. Englebrecht, and Jacob L. Englebrecht, of Frederick County, State of Maryland, commanding them to 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 as in duty &c.

Charles W. Rofs. Attorney for Plaintiff

At the request of Jacob Englebrecht the following Deed was recorded June 7th 1826 - To - It is - - -

This Indenture made the eighteenth day of May in the Year of Our Lord One Thousand Eight Hundred and Twenty Six, between Joseph Trapnell of Frederick County and State of Maryland, of the one part, and Jacob Englebrecht, of the County and State aforesaid, of the other part. Witnesseth that the said Joseph Trapnell for, and in consideration of the Sum of Three Hundred Dollars Current Money to him in hand paid by the said Jacob Englebrecht before the sealing and delivery of these presents the receipt whereof he the said Joseph Trapnell doth hereby acknowledge, hath granted, bargained, and sold, aliened, released, enfeoffed, and Confirmed, and by these presents doth grant bargain and sell alien release enfeoff and confirm unto him the said Jacob Englebrecht and his heirs and assigns forever, all the following part of lot Number Seven hereby intended to be Conveyed at the end of eleven feet on a line

Exhibit No. 1.

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