

No 5365 Equity.

3rd That the said Plaintiffs in this Cause and the said Defendants herein named, are now seized of the said Lands as Tenants in Common in unequal portions - that the said Lands and Tenements cannot be divided among the parties interested, without loss or Injury, and that it will be to the interest and advantage of all concerned that the Lands herebefore described be sold, and the proceeds divided among them according to their interests -

4th That all of the said parties to this Bill of Complaint are of full age and all reside in Frederick County State of Maryland, except Peter Feiser and Margaret E. Feiser his Wife - Henry L. Best and Mary Jane Best his wife, and Noah Best who are Non-Residents of the State of Maryland.

5th That Mary Best one of the said Defendants is Non-Compos Mentis - and is at present confined at Mountview, Frederick County, Maryland -

Do the end therefore that the defendants hereinafter named Mary answer the several Matters and things herebefore stated the same as fully and particularly as if they were herein again repeated, and they were hereunto specially interrogated, and 1st That the lands and premises in this bill of complaint described and set out - may be sold, and the proceeds of the sale of the same divided among the parties interested, according to their several and respective interests therein, and 2nd that Your Complainants may have such further and other relief as the Nature and Equity of their Cause may require - May it please Your Honour to grant unto Your Orators an order of Publication giving Notice to the said Peter Feiser and Margaret E. Feiser his wife. Henry L. Best and Mary J. Best his wife, and Noah Best, who are now residents as before stated, 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 - to answer the premises, and show cause if any they have why a decree ought not to pass as prayed - And also, a Writ of Subpoena against Edward Cramer, and Sarah Cramer his wife - George H. Cramer and Emily Cramer his wife his wife - Ezra D. Cramer and Amelia Cramer his wife - John H. Cramer, and Rebecca Cramer his wife - Noah Cramer, Charles Gilbert, and Louisa Gilbert his wife, Emma B. Cramer - George W. Best and Catharine Best his wife, and Mary Best - all of Frederick County State of Maryland commanding them to appear in this Court at some certain day to be therein named to answer the premises, and abide by and perform such decree as may be passed therein, and as in duty lie

Milton G. Shuer
Charles W. Rofs
Attys for Pliffs.

Extract of the will of Henry Cramer as recorded in Liber L. M. E. No 3 Folio 93 - One of the Record Books of Wills, in the Office of the Register of Wills for Frederick County -

Exhibit A.

Item 4th. I give, and bequeath unto my son Noah Cramer that part of my Real Estate whereon he now resides known and distinguished as "prosperity", and containing about one hundred and forty eight acres of land to him his heirs, and assigns in fee simple, and this part of my real estate to belong to my son Noah Cramer to him, and his legal heirs and assigns and in case my son Noah Cramer should die, and