No. 5742 Equity

Stauffer of date April 5. 1889, in which the said Eleanor F. Stauffer promised to pay the said Fannie Stauffer the sum of Eighty five dollars, but did not pay the same; the said obligation being herewith filed as part hereof marked "Exhibit D."

Also the account of Henry C Fritz against the estate of the said Eleanor F. Stauffer for amount forty six dollars, as paid by Mrs Annie E. Stauffer, or Annie E. Keener, filed herewith, marked "Exhibit E."

6. That said real estate is not susceptible of division or partition among the parties interested without great loss or injury.

7. That the said William H. Stauffer, one of the parties defendant is a tenant by curtesy of the said real estate.

8. That it is to the advantage of all the parties interested that the said real estate should be sold, and the net proceeds divided among the parties interested in such shares as they are respectively entitled.

Your Orators, therefore, pray your Honors for the following relief,—

1. That the real estate mentioned in "Exhibit A." may be sold by a Trustee appointed under the Decree of this Court, and that the proceeds of such sale may be brought into this Court for the payment of the creditors of the said Eleanor F. Stauffer, deceased, and that the residue may be distributed among the parties to this cause as their interest and title may appear.

2. That your orators may have such other and further relief as their case may require and to your Honors may seem right.

May it please your Honors to grant unto your Orators the writ of subpoena directed to the said defendants, William H. Stauffer Adult, and to May M. F. Stauffer, infant, residents of Frederick County, Maryland and Joseph V. Little of Allegany County Maryland, commanding them to be and appear in this Court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound etc.

Jacob Rohrbach
Solicitor for Plaintiffs

Filed October 9. 1890.

"Exhibit A."

At the request of Eleanora F. Stauffer the following Deed is received for record and recorded September 4. 1886 at 10 o'clock 10 minutes A. M.

Test. N. Irving Parsons Clerk

This Deed made this twelfth day of May in the year Eighteen hundred and Eighty six by and between Joshua T. Murray and Annie M. Murray his wife of Frederick County in the State of Maryland. Witnesseth that in consideration of five hundred dollars, we the said Joshua T. Murray and Annie M. Murray his wife do grant in fee simple unto Eleanora F. Stauffer of said County and State, all that part of a tract or parcell of land, called Addition to Fathers Lecture, lying and being in Frederick County, in the State of Maryland, and particularly described in a deed from Mary M. Mahony and others

"Exhibit B."

"Exhibit C."