

No. 5983. Equity

the wife of Jacob Mabel

Nancy G. a daughter who is the widow of Horace Smith, deceased,

Elizabeth, a daughter who is the wife of James Lyles,

Mansella V. a daughter who is the wife of William Warfield

Charles A. R. Lyles, a son who died about five years ago, intestate and childless but leaving surviving him a widow Cornelia who has since married one Francis Jackson, also the following named grand children John Hall, Thomas Hall, Helen Hall, Virginia, the wife of Dennis Wilson and Mary, the wife of Rev. Wm. Mathew Swaves who are the children of Deborah Ann a daughter of said Thomas Lyles dec'd who died prior to the death of her said father having married one Edward Hall who died about four years ago.

3^d That said Real Estate of which said Thomas Lyles dec'd seized as aforesaid vested by inheritance in his said children and grand children as his heirs at law subject to the dower right of his said widow which was extinguished by her death aforesaid and the deficiency of the personal estate of said decedent to pay his debts, that all of said children and grand children are living except Charles A. R. Lyles, a son who died as aforesaid and whose undivided interest or estate in said land was inherited by his surviving brother and sister herein named and the said children of his deceased sister Deborah Ann as his heirs at law subject to his said widows right of Dower therein that said Thomas Lyles, George Alia Mabel, Nancy G. Smith, Elizabeth Lyles and Mansella V. Warfield each therefore inherited and are entitled to one equal undivided sixth part, share or interest in said real Estate subject to the dower right of said Cornelia Jackson in one undivided seventh part thereof and all subject to the deficiency of the personal estate of said Thomas Lyles dec'd to pay his debts and that said John Hall, Thomas Hall, Helen Hall, Virginia Wilson and Mary Swaves each in like manner inherited and are entitled to one equal undivided fifth part of one undivided fifth of said property and estate and to hold the same.

4th That it is believed that said Cornelia Jackson is willing that said property should be sold free and clear of any claim of Dower and that she will consent to accept in lieu thereof such proportion of the proceeds of sale of said real Estate as she may be entitled to under the laws of Maryland and the rules of your Honorable Court in such case provided,

5th That said Thomas Lyles dec'd in his lifetime and about the year 1860 agreed with one Patrick Naylor who owned the land adjoining his said land on the Southern side towards the public road leading from Buckhannon to Urbana to adjust and straighten the division line between their properties by a mutual exchange of certain small pieces of land of about equal quantity requisite therefore and in pursuance of said agreement said line was so straightened and the division fence placed accordingly on such new line where it had ever since remained and now is but it is believed that no deed for the prices