

No. 6051. Equity.

Maryland, which is described in the deed from John C. Mott and Melton G. Wren. Trustees a certified copy of which is herewith exhibited as Exhibit No. 1, which together with all other exhibits hereinafter produced your complainant pray may be taken and considered as part of this third bill of Complaint, To-wit: That the said Richard P. Hogan was in his lifetime seized and possessed of an undivided moiety in and to all that lot or parcel of ground on the South side of west fourth street in Frederick City State of Maryland, heretofore conveyed by William P. Maulsby and Samuel H. Brown, trustees to the said Richard P. Hogan and Charles M. C. Hogan by deed, a certified copy of which is herewith exhibited marked Exhibit No. 2.

That the said Richard P. Hogan in his lifetime by his deed of mortgage dated on the 8th of September 1890. Conveyed the lot described in Exhibit No. 1, to the Mutual Building Association of Frederick County, to secure an advance of six hundred dollars according to its rules and regulations as set forth in said mortgage, in which said deed of mortgage his wife Mary Hogan joined and who has since departed this life.

And that the said Richard P. Hogan and Mary C. Hogan his wife and Charles M. C. Hogan and Lizzie Hogan his wife to secure the sum of two thousand dollars by their deed of mortgage dated on the 17th day of October 1892, conveyed to the Franklin Savings Bank of Frederick all that lot of ground described in the deed from Samuel H. Brown and William P. Maulsby, trustees to the said Richard P. Hogan and Ch. M. C. Hogan, heretofore exhibited No. 2, all of which will appear by reference to certified copies of said mortgages herewith filed and exhibited marked Exhibits Nos. 3 & 4.

That the Mortgage to the Franklin Savings Bank is long since due and payable, and that the Mortgage to the Mutual Building Association has been partly paid and part is still due and payable according to the rules and regulations of said Association.

That the said Mary C. Hogan, wife of the said Richard P. Hogan died several years ago, and that the said Richard P. Hogan died in the month of July, in the year 1895, intestate, leaving the following children as his heirs at law, namely: May Hogan, Lucie Beal Hogan, Harry Hogan, Bruce Hogan, Ruth Hogan, and James Hogan, all of whom are infants under the age of twenty one year, and all of whom reside in Frederick County (except the infant James Hogan, who resides in Taney town, Carroll County, Maryland, but who is expected shortly to be in Frederick County) and to whom, the lands whereof Richard P. Hogan died seized and possessed descended as his heirs at law.

That the infant children of the said Richard P. Hogan are seized of the land described in the deed of which Exhibit No. 1, is a copy, as Co-tenants, and are tenants in Common of the lands and premises described in the deed of which Exhibit No. 2, is a copy with Charles M. C. Hogan.

That the lands mentioned and described in these proceedings cannot be divided among the parties interested without loss or injury, and that it would be to the utmost and advantage of the infants mentioned in this case, as well as the adult owner of said land, that the lands and premises mentioned and described in these proceedings be sold and after