

No. 6103 Equity.

County Maryland excepting Joseph Eyles and Mary Eyles his wife who live in Howard County Maryland. And Daniel Eyles and Lucy Eyles his wife who live in the State of Missouri and ^{under} William Eyles and Susan Eyles his wife who live in the State of Va. William Eyles and Mary Eyles and Charles D. Eyles and Franklin Eyles and Eyles his wife who live in the State of Ohio being now residents of the State of Maryland.

4th That on the death of the said Sophia Eyles the real Estate described in Exhibits 1-2- and 3 vested in above named children and grandchildren and they are now seized and possessed of the same as tenants in Common
5th That the said Sophia Eyles also died seized and possessed in fee simple of a small tract of land situated in Frederick County and adjoining the above described real Estate which on her death descended to and vested ^{in the above named} children and grandchildren and they are now so seized and possessed of the same which real estate is described in the original deed conveying the same to her filed herewith marked Exhibit No 5.

6th That in the year Eighteen Hundred and seventy five the said Daniel Eyles husband of the said Sophia Eyles also died intestate seized and possessed of a small tract of land situated in Frederick County Maryland which is fully described in the original Deed for the same hereinafter marked Exhibit No 6 and which said Estate adjoins the above mentioned parcels of land.

7th That the said Daniel Eyles left surviving him as his heirs at law the above mentioned children and grandchildren of Sophia Eyles they being likewise his children and grandchildren and on his death the real Estate described in Exhibit No 6 descended to and vested in them as tenants in Common and they are now so seized and possessed of the same.

8th That the real Estate described in Exhibits No 1-2-3-5 and 6 constituted a Farm containing about one Hundred and fifteen acres and three quarters of an acre of land. but that on the 25th day of November 1896, said heirs at law, sold to Samuel Eyles, a small tract containing three acres two rods and thirty six perches of said land, which tract is described in the Survey of the same filed herewith as Exhibit No 7 leaving the amount of land in said Farm of which said parties are seized and possessed as tenants in Common about one Hundred and twelve acres and three perch a plot of which farm is filed herewith as Exhibit No 8.

9th That said Real Estate is not susceptible of division among said parties without great loss and damage, and it would be to the interest and advantage of all of them to have the same sold and the proceeds divided among them according to their respective interests.

The plaintiffs pray the following relief viz:

1st That a decree may be passed for the sale of said real Estate and the proceeds divided among said heirs at law according to their respective interests.

2nd That a summons may be issued directed to the said

Exhibit

3-2-36