

No. 5803. Equity

Amended Bill of Complaint

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John T. Petwicks Plaintiff

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In the Circuit Court for Frederick County sitting in Equity

against Frederick C. Peiss and Margaret M. Peiss his wife, William H. Hoagy and Barbara W. Hoagy his wife and Daniel C. Peiss and Annie R. Peiss his wife. Defendants.

To the Honorable the Judges of said Court.

Your orator by this Amended Bill of Complaint complaining says:

1. That Daniel Peiss late of Frederick County deceased, was in his lifetime and at the time of his death seized and possessed of certain real Estate situated in Frederick County which appears to be a part of that real Estate which was conveyed to him in his lifetime by Jacob Peiss and others of the Deed for which Exhibit A filed herewith as part hereof is a Copy and for a fuller description of which your orator prays leave to file a Survey thereof hereafter in the further progress of this Cause and that if said allegation be not true then in point of fact it does not appear from the Land Records of Frederick County that he ever had any paper title at all for said real Estate.
2. That the said Daniel Peiss had been in undisputed possession of said real Estate for more than twenty five years before his death and that said real Estate of which he died seized and possessed is described in the Deed of which Exhibit B filed herewith as part hereof is a Certified Copy and that the number of acres which said real Estate contains is unknown to your orator.
3. That the said Daniel Peiss died intestate on or about the twenty eighth day of June in the year eighteen hundred and twenty six.
4. That the said Daniel Peiss left surviving him a widow Barbara Peiss who died on or about the twelfth day of March in the year eighteen hundred and eighty nine and the following children and heirs-at-law
 - (a) Mary Ann Elizabeth Pottner a daughter who is of full age, now a widow, and residing in Washington County.
 - (b) The defendant Frederick C. Peiss married to the defendant Margaret M. Peiss both of whom are of full age and reside in Frederick County.
 - (c) The defendant Barbara W. Hoagy intermarried with the defendant William H. Hoagy both of whom are of full age and reside in Adams County in the State of Pennsylvania.
5. That the said real Estate owned by the said Daniel Peiss at the time of his death descended to his said children upon their father's decease.
6. That the interest of one of said children and heirs-at-law the said Mary Ann Elizabeth Pottner is now held and owned by your orator as will appear from a Certified Copy of the Deed

Amended Bill of Complaint
his
wife
and
Barbara W. Hoagy
his wife
and
Annie R. Peiss
his wife
as
the
said
children
and
heirs-at-law
of
the
said
Daniel Peiss
deceased