

No. 5803. Equity.

therefore filed herewith as part hereof on filed Exhibit B.
 7. That the said real estate is not susceptible of partition or division among the said parties entitled thereto and cannot be divided without loss and injury to the parties interested therein and that it is necessary and to the interest and advantage of all the parties entitled thereto that the same be sold and the proceeds thereof divided among them according to their respective rights.

- In the end therefore,
- (1) That the said Frederick C. O. Peiss and Margaret M. Peiss his wife, William H. Hoagoy and Barbara A. V. Hoagoy, his wife, Daniel L. Peiss and Annie R. E. Peiss, his wife, may answer this Amended Bill of Complaint.
 - (2) That the said Frederick C. O. Peiss and Margaret M. Peiss his wife and William H. Hoagoy and Barbara A. V. Hoagoy, his wife and Daniel L. Peiss and Annie R. E. Peiss his wife, may answer as well the matters charged in the original bill of Complaint as in this Amended Bill.
 - (3) That a decree may be passed for the sale of said real estate.
 - (4) That the proceeds of said sale may be distributed among the parties entitled thereto according to their respective rights.
 - (5) That your orator may have such other and further relief as his case may require.

May it please your Honors to grant unto your orator the writ of subpoena directed to the said Frederick C. O. Peiss and Margaret M. Peiss his wife, and Daniel L. Peiss and Annie R. E. Peiss his wife, all adults and residing in Frederick County, commanding them to be and appear in this Court on some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein and also to grant unto your orator the order of publication giving notice to the said William H. Hoagoy and Barbara A. V. Hoagoy, his wife both adults and residing in Adams County in the State of Pennsylvania who are non residents of this State, of the object and substance of this bill and warning them to appear in this Court in person or by solicitor on or before a certain day to be named therein to show cause if any they have, why a decree ought not to pass as prayed, and as in duty bound etc.

Eugene D. Rowe.
 Solicitor for Plaintiff

Filed July 10th. 1871.

Petition to file Amended Bill and to correct names of Defendants & Courts or over

John L. Gelwick }
 Frederick C. O. Peiss }
 and wife, et al. }
 No. 5803 Equity
 In the Circuit Court for Frederick County,
 sitting in Equity.

To the Honorable the Judges of said Court,