

No. 5803. Equity

The petition of John T. Gelwick's plaintiff in this cause, respectfully represents, 1. That it is stated in the Bill of Complaint filed in this cause that Daniel Pless was in his lifetime and at the time of his death seized and possessed of a part of the real Estate which was conveyed to him by Jacob Pless and others a Certified Copy of the Deed thereof being filed as Exhibit A. That your petitioner from information obtained since the filing of said bill is not certain that said allegation is true although he has through his solicitor made diligent search of the Land Records of Frederick County to verify the same and to ascertain the source of said Daniel Pless title to said real Estate and that if said allegation is 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 but had been in undisputed possession of the same for more than twenty five years before his death.

2. That said real Estate of which said Daniel Pless died seized and possessed is described in the Deed of which Exhibit B is a Certified Copy but the number of acres which said real Estate contains is unknown to your petitioner.

3. That your petitioner was misinformed as to the correct names of some of the defendants and that Margaret Pless name is Margaret M. and William Heapeys is William H. and that his wife's name is Barbara A. V. Heapeys.

And your petitioner therefore prays that leave be granted him to amend his said Bill of Complaint and to allege that said Daniel Pless died seized and possessed of certain real Estate situated in Frederick County which appears to be that real Estate which was conveyed to him in his lifetime by Jacob Pless and others of the Deed for which Exhibit A. is a Copy 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 and that he had been in undisputed possession of the same for more than twenty five years before his death and to allege that said real Estate of which he died seized and possessed is described in the Deed of which Exhibit B is a Certified Copy and that the number of acres which said real Estate contains is unknown to your petitioner and that the name of Margaret Pless the wife of the defendant Frederick C. Pless may be corrected to Margaret M. Pless and the name of the defendant William Heapeys may be corrected to William H. Heapeys and the name of his wife Virginia be corrected to Barbara A. V. Heapeys all in addition and in amendment of the original bill filed in this cause and as in duty bound etc.

Erasmus E. Rowe
Solicitor for Petitioner

May Term 1891

The foregoing petition having been read and considered by the Court it is thereupon this first day of July A.D. 1891 by the Circuit Court for Frederick County sitting in Equity and by the authority thereof ordered that leave be and the same is