No. 5856 Equity

was in his lifetime and at the time of his death seized and possessed of certain real Estate situated in Frederick County, Maryland, which said real Estate is described in a Deed from Nathaniel Fisher, Trustee, to the said George W. Sample, a certified Copy whereof is filed herewith as part hereof marked Exhibit A.

2. That the said George W. Sample died intestate and unmarried on or about the twenty-third day of December, in the year Eighteen hundred and ninety.

3. That the said George W. Sample left Surviving him the following sisters, brother and nieces and his only heirs-at-law: (A) The plaintiff Annie E. Wood, a sister who is of full age, unmarried and resides in Adams County in the State of Pennsylvania. (B) The defendant Catharine S. Sample a sister, who is of full age, unmarried and resides in Frederick County. (C) The defendants, Myrtle I. Sifes, a niece, who is under twenty one years of age, unmarried and resides in Carroll County and Margaret R. Sifes, a niece, who is of full age, unmarried and resides in Frederick County both of whom are the children of Matilda Sifes, a sister of the said George W. Sample and one William Sifes, her husband, and whose said parents are both dead, (D) The defendant Jerome Sample, a brother, whose wife is the defendant Agnes Sample, both of whom are of full age and reside in the State of Pennsylvania

(E) The defendant Amphadia I. Peters, a niece, the daughter of Miranda Peters, a sister of the said George W. Sample, and of Jacob Peters, her husband, and whose said parents are both dead, the said Amphadia I. Peters being of full age, unmarried and residing in the State of Pennsylvania.

4. That the said real Estate owned by the said George W. Sample at the time of his death, upon his decease descended to his said brother, sisters and nieces.

5. 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 for the benefit 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.

To the end therefor

1. That a decree may be passed for the sale of said real Estate.

2. That the proceeds of said sale may be distributed among the parties entitled thereto according to their respective rights.

3. That your oratrix may have such other and further relief as her Case may require.

May it please your Honors to grant unto your oratrix the writ of subpoena directed to the said Catharine S. Sample and Margaret R. Sifes, both adults and residing in Frederick County and to the said Myrtle I. Sifes, an infant and residing in Carroll County commanding them and each of 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 oratrix the order of publication giving notice to the said Jerome Sample and Agnes Sample, his wife and the said Amphadia I. Peters, all adults and residing in the State of Pennsylvania, who are non-residents of this state, of the object and substance of this bill and warning them