

No. 6427 Equity

who are the Children of Elizabeth Boyer a deceased sister.

- 5th Jonathan Couel whose wife's name is Emma Couel, Margaret Baker married to John Baker and Catherine Couel who are the Children of Catherine Couel a deceased sister, all of whom are now seized and possessed of the above mentioned real Estate consisting of 190 acres 3 rods and 32 square perches of land more or less, as tenants in Common.
- 10th That all of said parties are adults over twenty one years of age and all reside in Frederick County Maryland excepting Jonathan Jacobs and Mary Jacobs, his wife, who reside in Montgomery County Maryland,
- 11th That the said Susannah Jacobs having died last owned at the time of her death nearly the entire interest in said real Estate, that she died leaving no personal Estate whatever,
- 12th That at the time of her death the said Susannah Jacobs was indebted unto various parties in different sums of money and the plaintiff furnished the Coffin and rendered the necessary undoubted services for her funeral by reason of which her Estate became indebted unto the plaintiff in the sum of twenty five dollars which debts are still due and unpaid and the plaintiff files herewith his said account duly probated according to law marked Exhibit No. 8.
- 13th That the said Susannah Jacobs having died without personal property there has been no administration granted to any one thereon and no one is willing to take out such letters.
- 14th That the said Susannah Jacobs having died without sufficient personal Estate to pay her debts and the debt and the plaintiff her interest in the above mentioned real Estate is liable for the payment of the same and her Creditors and the plaintiff has the right to have it sold for that purpose and the proceeds applied to the payment of the debts due to them,
- 15th That the heirs at law of the said Susannah Jacobs are willing that her interest in said real Estate should be sold for that purpose and those who are interested in the small remainder of said real Estate, who are the same persons who are the heirs at law of the said Susannah Jacobs, wish that the whole of said real Estate be sold as an Entirety and their said expenses. And the plaintiff prays for the following relief.
- 1st That a decree may be passed by your honorable Court directing said real Estate to be sold and the proceeds applied in payment of the debts aforesaid and for distribution among the heirs at law above mentioned.
- And that a summons be issued directed to the said Jonathan Jacobs and Mary Jacobs his wife, David P. Jacobs, Barbara B. Jacobs, Sarah J. Abbott, Eliza C. Jacobs, Mary M. Klein and E. Frederick Klein, her husband, Margaret M. White and John J. White her husband, Albert Boyer, Isabella Boyer, Adam Boyer and Barbara Boyer his wife, Henry Boyer and Boyer his wife Harriet Stewart, Oliver Boyer and Margella Boyer, his wife, Columbus