

No. 6874 Equity.

Bill of Complaint

3rd. That the said real Estate is not susceptible of partition without material loss and injury to the parties entitled to interests therein as above stated and that in order to make decision of said interests, it will be necessary that said real estate be sold and the proceeds thereof divided amongst the parties according to their several interests it being to the best interest and advantage of all the parties of interest that said real estate be so sold and the proceeds distributed as aforesaid.

To the end therefore:-

1. That a decree may be passed for the sale of said real estate.
2. That the proceeds of sale may be distributed between complainants and defendants according to their respective interests.
3. That your Orators may have such other and further relief as the nature of their case may require.

May it please your Honors to grant unto complainants the writ of Subpoena directed to the said Ruben Fink and Tabitha Fink his wife of Fink of Frederick County, Maryland, George W. Fink and Rebecca Fink his wife of Washington County, Maryland, all adults commanding them and each of them to be and appear in this Court at some certain day to be named therein, and answer the premises and abide by and perform such decree as may be passed therein. And that an order of Publication may issue against them the said Edward Fink, Samuel P. Fink and Grace Fink his wife, all adult residents of the State of Indiana and non-residents of the State of Maryland and Charles R. Fink and Fink his wife adults residents of the State of Pennsylvania and non-residents of the State of Maryland, informing them and each of them 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 should not be passed as prayed.

And as in duty bound

Frank L. Stoner

Solicitor for Complainants.

Exhibit No. 1.

This Deed made this 9th day of January A. D. 1874 by John W. S. Shafer Administrator of Henry Shafer dec'd of the State of Maryland Frederick County. Witnesseth that in consideration of twenty five dollars & the said John W. S. Shafer Amint's do grant unto Sarah Ann Fink during her natural life and after her death to her children begotten by her husband, John Fink of said County and State a certain lot or parcel of ground lying immediately in front of Emanuel Fink's House and lot at the foot of the Mountain near David Smith's Property and adjacent to the public Road from Burkittsville to Jacob Young's Mill beginning near Chas. Fisher's shop and running with the public road N. 24 perches and then back to a Stone Road from the centre of the main line and from thence to the beginning containing 36 sq. perches of land in fee simple

Exhibit

Order of
Publication