No. 7096 Equity.

Bill of Complaint

Exhibit

she died being so seized and possessed as aforesaid and intestate.
2nd. That the said Mary Catharine Goldsborough, was never married and left neither child nor children nor the descendants of any child or children, surviving her, but left surviving her as next of kin and her only heirs at law an only brother living, the said Edward Y. Goldsborough who is married and whose wife is named Amy R. Goldsborough. Plaintiffs herein and a nephew and niece, two children of her brother John S. Goldsborough, who died in the year Eighteen hundred and eighty five, namely: Edward Y. Goldsborough of John who is adult and unmarried and Julianna N. now the wife of Richard M. Duvall, who is an adult and who are parties Defendant herein.
3rd. That the said Edward Y. Goldsborough, Plaintiff herein inherited from his said sister Mary Catharine Goldsborough, deceased, an undivided one half interest and estate in said real Estate and that the said Edward Y. Goldsborough of John and the said Julianna N. Duvall each inherited an undivided one fourth interest and and estate in said real estate as the next of kin and only heirs at law of said Mary Catharine Goldsborough dec'd.
4. That said ground is improved with a two story Brick Building now designated as No. 26 West Patrick Street in said Frederick City, which contains two stores and a dwelling house and that said real estate is not susceptible of partition or division among the parties entitled according to their respective rights therein without irreparable loss and injury that it is not possible for your orators and the parties defendant herein to agree among themselves upon a price for the sale of said real estate and your orators further allege that it would be for the interest benefit and advantage of all parties concerned that said real estate should be sold by a trustee thereto duly appointed under decree of your Honorable Court and the proceeds arising from such sale, after payment thereout of the costs and expenses of these proceedings and such as are incident to such sale distributed among the parties entitled thereto according to their respective rights and interests therein under the direction of your Honorable Court, that your orators are advised and believe that they are entitled to such relief and hereby pray your Honors to pass such Decree.
To the end therefore that your Honorable Court may pass a decree for the sale of said real estate by a trustee thereto duly appointed by such Decree and that the proceeds arising from such sale after payment thereout of costs and expenses of these proceedings and those incident to such sale may be divided among the parties entitled thereto according to their respective rights and interests.
May it please your Honors to grant unto your your Orators the State of Maryland, Writ of Subpoena to the said defendants Edward Y. Goldsboro of John, adult and resident of Ellicott City, in Howard County, in said State, and Julianna N. Duvall and Richard M. Duvall her husband all adults and residents of the City of Baltimore in the State of Maryland, commanding them to be and appear in your Honorable Court by a day certain to be named to answer the premises and show cause if any they have why a Decree should not be passed as prayed and to stand to, abide by and perform such order or Decree as your Honors shall pass herein to grant unto your orators such other and further relief as their case may require and to your Honors shall seem just and right.
And as in duty bound they will ever pray etc. etc.

William H. Hicks
Attorney for Plaintiffs.