

Bill of Complaint

No. 7184 Equity

real estate consisting of a farm situated near Harmony, in Frederick County, Maryland containing ninety four acres of land more or less and which was conveyed unto him, the said Isaac Sharp by deed executed by Noah Routzahn and Elizabeth his real estate consisting of a farm situated near Harmony, in Frederick County, Maryland containing ninety four acres of land more or less, and which was conveyed unto him, the said Isaac Sharp by deed executed by Noah Routzahn, Elizabeth B. Routzahn his wife dated April 27th 1872 and duly recorded among the Land Records of Frederick County a certified copy of which deed is filed herewith marked Exhibit "A" which together with all other exhibits herewith filed it is prayed may be taken and considered as a part of this Bill of Complaint.

2nd. That the said Isaac Sharp being seized as aforesaid departed this life, intestate, on or about the 1st day of May in the year 1900 leaving no widow, but leaving the following children as his heirs at law, to wit: - An adult son, Daniel E. Sharp, whose wife's name is Ella M. Sharp, an adult daughter, Mary L. Jay, who intermarried with Charles E. Jay; an adult son Charles V. Sharp, whose wife's name is Flora M. Sharp an adult daughter Clara J. Gaver who intermarried with Philip E. Gaver an adult daughter, Annie S. Crockerly who intermarried with William E. Crockerly all of whom are adults and who reside with their respective wives and husbands in Frederick County, Maryland, and Russell Sharp, a son who is an infant under the age of twenty one years and who resides in Frederick County, Maryland.

Third. That the said Isaac Sharp being indebted unto John L. Routzahn upon his promissory note dated April 29th 1899 for the sum of Eight hundred and twenty five (\$825.-) Dollars, executed unto the said John L. Routzahn a mortgage covering the property described in Exhibit A which said note is still due and unpaid and a certified copy of which mortgage is filed herewith marked Exhibit "B".

Fourth. That the said real estate is not susceptible of partition or division to the parties entitled to interest therein without material loss and injury and that it would be to the interest and advantage of all the parties that such real estate be sold and the proceeds thereof after the payment of the said mortgage debt be divided among the parties therein entitled according to their respective interests.

To the end therefore:-

- (a) That a decree may be passed for the sale of the said real estate,
- (b) That the proceeds of said sale, after the payment of the said mortgage debt may be distributed between your complainants and the infant defendant according to their respective rights and interests,
- (c) That your complainants may have such other and further relief as the nature of their case may require.

May it please your honors to grant unto your complainant the writ of subpoena directed to Calvin Russell Sharp the infant defendant and unto John L. Routzahn, Mortgage commanding them and each of them to be and appear in this court on some certain day to be named therein to answer the premises and to abide by and perform such decree as may be passed therein.

As in duty bound &c.

Ernest L. Coblenz

Chas. F. Waters

Solicitors for complainant

Filed May 7th 1900.

Exhibit A

Exhibit B