

No. 7308 Equity

Petition & Orator's Oath

That the said widow Martha D. Young, and daughter Mae A. Shurick and her husband Shelby C. Shurick are adults, but the said children, Gertrude A. Young, Orrin B. Young, Beulah O. Young, William H. Young, and Edna Young, are all infants and under the age of twenty one years.

7.

That James R. English died intestate in the month of June, in the year 1897, leaving surviving her as her children and only heirs at law, your Oratrix, Sophie E. Stoubaker, married to Daniel H. Stoubaker, and resident of Washington City, in the District of Columbia, Mary J. Mindil married to Charles B. Mindil, resident of Philadelphia, in the State of Pennsylvania, L. Kate Caldwell, married to William A. Caldwell, residents of Frederick City, Maryland, Rebecca H. Barick married to William M. Barick and residents of Philadelphia, Pennsylvania, all being adults.

8.

That Sophia Kergesheimer, died intestate unmarried in the month of November in the year 1900. at Frederick, Maryland.

9.

That said lot of ground is improved by a small stone house, and that said house and lot are not susceptible of division among the parties entitled thereto, without great loss and damage and that it would be to the interest and advantage of all parties in interest in said real estate that the same should be sold by a Trustee to be appointed by your Honorable Court, and the net proceeds paid to such parties who are entitled thereto.

That your Oratrix Sophie E. Stoubaker, has an undivided interest in common with her sisters above named in the share of her deceased mother in and to said real estate, and also an interest as well as the other children of her mother, and the grandchildren of Sophia Kergesheimer in and to the interest of Sophia Kergesheimer who died in the month of November, in the year 1900, subject to such debts, if any, that might be due and owing by the said Sophia Kergesheimer.

Wherefore your orator prays your Honors:-

1.

That your Honors will pass the Decree of your Honorable Court decimating the said real estate to be sold by a Trustee of your Honorable Court, directing the said real estate to be sold by a Trustee of your Honorable Court, and that the net proceeds may be divided among your Orator and those entitled thereto in such shares to which they may respectfully be entitled.

2.

That your Orator may have such other and further relief to which they may be entitled, and as to your Honors will seem equitable.

May it please your Honors to grant unto your Orator the writ of Subpoena directed unto the said L. Kate Caldwell, and William A. Caldwell, her husband, residents of Frederick County, Maryland, also the Order of Publication directed unto the said Fannie Kergesheimer, John Kergesheimer, and Perry Kergesheimer, Fannie Laley Glover, Thomas Glover, Ellen Laley, Ada M. Laley, Martha D. Young, Mae A. Shurick, Shelby C. Shurick, Gertrude A. Young, Orrin B. Young, Beulah O. Young, William H. Young, and Edna Young, Mary J. Mindil

Handwritten notes in the left margin, including words like 'death', 'side', 'found', 'Kergesheimer', '1897', 'and', 'ing', 'ity', 'in', 'L.', 'H.', '2a'.