

No. 7328 Equity.

Bill of Complaint

Stephen S. Fout and Emma F. Fout his wife

Mary Ann Cook, Somerset P. Cook, Theodore A. Cook and his wife, Oscar R. Cook and Melissia Cook, his wife, William Thompson and Francis M. Thompson, his wife, George E. Cook and Rachael Cook, his wife, George F. Tabler and Ida L. Tabler his wife.

No. 7328 Equity, In the Circuit Court for Frederick County, sitting as a Court of Equity.

To the honorable the Judges of the Circuit Court for Frederick County sitting as a Court of Equity,

The Bill of Complaint of Stephen S. Fout and Emma F. Fout his wife respectfully represent unto your Honors.

1st That the plaintiffs reside in Frederick County Maryland and are both over twenty one years of age.

2nd. That in July nineteen hundred one Otho J. Cook of Frederick County, deceased departed this life intestate seized and possessed of certain Real Estate situated in Frederick County, Maryland, which real estate is fully described in deeds conveying the same to him duly recorded in the Land Records of Frederick County certified copies of which as so recorded and filed herewith marked respectfully Exhibits A. B. C. and which exhibits its is prayed may be taken and considered as a part of the Bill of Complaint as fully as if herein inserted in words and figures.

3rd. That the said Otho J. Cook left surviving him a widow named Mary Ann Cook aged about Eighty years and the following named children, as his heirs at law, viz: a son named Somerset P. Cook, who is unmarried at present and is a non resident of the State of Maryland, a son Theodore A. Cook who is married, but whose wife given name is not known, both of whom are non residents of the State of Maryland, a son Oscar P. Cook, who is married and whose wife's name is Melissia Cook and both of whom are non residents of the State of Maryland, a son Oscar P. Cook, who is married and whose wife's name is Melissia Cook and both of whom are non residents of the State of Maryland, a daughter, Francis M. Thompson who is married to William Thompson and both of whom reside in Frederick County, Maryland, a son George E. Cook who is married and whose wife is named Rachel Cook both of whom reside in Frederick County, Maryland, a daughter Ida L. Tabler who is married to George F. Tabler both of whom reside in Frederick County, Maryland, a daughter Emma F. Fout who with her said husband Stephen S. Fout are the plaintiffs in this cause, and the plaintiffs further allege that all the above named persons are over twenty one years of age, and that the said widow also resides in Frederick County, Maryland.

4th And the plaintiffs further allege that on the death of the said Otho J. Cook the real estate described in said Exhibits A. B. C. descended to and created in his above named heirs at law as tenants in common subject however to the dower right of his said widow Mary Ann Cook therein, and that all being yet alive they are now so seized and possessed of the said Real Estate as tenants in common.