No. 7394 Equity.

Bill of Complaint

To her daughter, your complainant, Mary E. Davis, wife of Kennedy David, one-seventh; to her son the defendant Charles H. Linthicum one seventh; to her son Burwell H. Linthicum a defendant in this cause one seventh. to her son James Garrett Linthicum one of the Defendants in this cause one seventh; to her son Thomas S. Linthicum one of said defendant one seventh. to her daughter Stannie Francis Linthicum one seventh; to her son Charles H. Linthicum in the trust for her daughter Julia Gertrude Linthicum in accordance with the provision of said will one seventh; all of which will fully appear by reference to a certified copy of said will filed herewith marked Exhibit "E."

Fourth. That all of said devisees named in said Exhibit E. are adults, except the said Stannie Francis Linthicum, who is an infant under the age of twenty one years, and all reside in Frederick County, Maryland. and that all of said devisees are unmarried except your complainant, Mary E. Davis, whose husbands name is William K. Davis and the defendant Charles H. Linthicum whose wife name is Ossie D. Linthicum both of whom reside in Frederick County, Maryland.

Fifth.—That the said Amanda S. Linthicum left surviving her a husband, the defendant John W. Linthicum who is a resident of Frederick County, Maryland and who is entitled to such interest in the aforesaid real estate as is prescribed by the laws of the State of Maryland.

Sixth.—That the said Amanda S. Linthicum being indebted unto Amon Burger in the sum of five hundred dollars upon a promissory note dated October 29. 1896. executed a mortgage to secure the payment of said note covering the real estate described in Exhibit A. as will appear by reference to a certified copy of said mortgage filed herewith marked Exhibit F.

Seventh. That the said real estate mentioned in Exhibits A. B. C. and D. is not susceptible of partition or division among 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 said real estate be sold and the proceeds thereof divided among the parties thereunto entitled according to their respective rights and interests,

To the end therefore,

(a). That a decree may be passed for the sale of said real estate.

(b) That the proceeds of said sale after the payment of costs and expenses may be distributed among the parties thereunto entitled according to their respective rights and interest.

(c) That your complainant may have such other and further relief as the nature and Equity of their case may require.

May it please your Honors to grant unto your complainant the writ of subpoena in the usual form against the said Charles H. Linthicum and Ossie D. Linthicum his wife. Burwell H. Linthicum, James G. Linthicum. Thomas S. Linthicum, Charles H. Linthicum, Trustee for Julia Gertrude Linthicum and John W. Linthicum and Amon Burger all of whom are adults residing in Frederick County, Maryland, and Stannie F. Linthicum who is an infant under the age of twenty one years residing in Frederick County, Maryland. commanding them and each of them to be and appear in your Honorable Court on some certain day to be named therein to answer the premises and to abide by and perform