

Bill of Complaint.

6. That upon the death of the said Isaac A. Lutz the said Catherine Lutz, his widow, remained in possession of said real estate with the knowledge and consent of all of said heirs at law and tenants in common until the time of her death and with the knowledge and consent of all of said parties your Oratrix and her brother the said John Lutz remained with their said mother on said real estate and assistance in maintaining and supporting her and the said Catherine Lutz for a number of years prior to her death, which occurred when she was in the Eightieth year of her age, became so enfeebled and helpless as to be entirely dependant upon your Oratrix and the said John Lutz for maintenance and support.

7. That for many years prior to the death of the said Catherine Lutz your Oratrix, in addition to assisting in the care of her said mother engaged in laundry and other domestic work and thereby accumulated a considerable sum of money, that the dwelling house on said real estate at the time of the death of the said Isaac A. Lutz was very old and about five years ago became so dilapidated as to be uninhabitable and it was necessary, not only for the comfort and enjoyment of the said Catherine Lutz, but also for the preservation of the value of the property, to replace the said old dwelling with a new building and which was accordingly done at a cost of nine hundred and sixty Dollars, of which your Oratrix contributed out of her said earnings the sum of four hundred and sixty Dollars the said Catherine Lutz the sum of Three hundred Dollars and the said William Lutz the sum of Two hundred Dollars.

8. That your Oratrix is advised and charges that she and the said William Lutz are entitled to contribution from the other tenants in common of said estate for the amounts expended by them, respectively, in the erection of said buildings and are entitled to be reimbursed for their said expenditures out of the proceeds of the sale of said real estate.

9. That your Oratrix is advised and charges that she and the said William Lutz in addition to providing for their said mother, as aforesaid have for many years paid the taxes and insurance on the said property, and for which, your Oratrix is advised and charges they are entitled to contribution from the other parties in interest according to the amounts so paid by them respectively out of the proceeds of the sale of said real estate.

10. That the said John Lutz, Charles Lutz and Susan Shains are residents of Frederick Maryland and the said Mollie Bostian and Jas. M. Bostian, her husband, Sue Snyder, Reuben Snyder, Jennie Snyder, Lottie Snyder, Grace Snyder and Charles Snyder are residents of Carroll County, Maryland and the said John Snyder is a resident of Baltimore City, Maryland and the said William Lutz, Jesse Snyder and William Snyder and Carrie Snyder, his wife are non residents of the State of Maryland residing in the State of Pennsylvania.

And your Oratrix prays for the following relief:—

1. That a decree may be passed for the sale of the aforesaid real estate and the distribution of the proceeds among the parties in interest after the reimbursement of your Oratrix and the said John and William Snyder for the amounts expended by them, respectively, for the improvement of the said real estate as aforesaid and the payment of taxes and insurance.

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