

Order of
Publication.

No. 6992 Equity.

That the said Isaac A. Lutz, died intestate and left surviving him a widow, Catharine Lutz, and the following children as his heirs at law, John Lutz, William Lutz, Charles Lutz, Susan Shavis, widow of George W. Shavis, your country, Ellen Lutz, all of whom are adults and Elizabeth Lutz and Amanda Hyder wife of Jesse Hyder the said Amanda Hyder having since died intestate leaving her said husband surviving and the following children as her heirs at law: William Hyder, who is married and whose wife's name is Corrie Hyder, Mollie Boston, who is married to James M. Boston, Sue Hyder, John Hyder, Reuben Hyder, Jennie Hyder, Lottie Hyder, Grace Hyder, and Charles Hyder all of whom are adults except the said Reuben Lottie Grace and Charles Hyder who are infants under the age of twenty one years and the said Elizabeth Lutz has since died intestate as to interest in said real estate unmarried and without issue.

That upon the death of said Isaac A. Lutz intestate said real estate descended to said John Lutz, Charles Lutz, William Lutz, Elizabeth Lutz, Susan Shavis, Amanda Hyder and your country as his heirs at law, subject to the dower of said Catharine Lutz and upon the death of said Amanda Hyder intestate, her undivided one sixth interest in said real estate descended to her said children subject to the life estate of said Jesse Hyder and upon the death of said Elizabeth Lutz intestate her undivided one eighth interest in said real estate vested in her said Brothers and sisters and the children of said Amanda Hyder as her heirs at law.

That said Catharine Lutz departed this life about two years ago and said real estate is discharged of her dower.

That said real estate is not susceptible of division among the parties interested therein without loss and injury.

That upon the death of said Isaac A. Lutz, his widow remained in possession of said real estate with the consent of all of said heirs at law and tenants in common until the time of her death and with the knowledge and assent of all said parties said Ellen and John Lutz remained with their said mother on said property and assisted in maintaining and supporting her, and said Catharine Lutz for a number of years prior to her death which occurred in the eightieth year of her age became so enfeebled and helpless as to be entirely dependent upon said Ellen and John Lutz for maintenance and support.

That for many years prior to the death of said Catharine Lutz said Ellen Lutz accumulated a considerable sum of money by laundry and other domestic work and the dwelling on said real estate was very old and about five years ago became so dilapidated as to be uninhabitable and it was necessary for the comfort of said Catharine and for the preservation of the value of the property to replace the old dwelling with a new building which was done at a cost of \$960. of which said Ellen contributed out of her said earnings \$460. said Catharine \$300. and said William \$200.

The plaintiff then charges that she and said William Lutz are entitled to be reimbursed for their said expenditures out of the proceeds of the sale of said real estate.

The Bill further alleges that the said Ellen and John Lutz have for many years paid the taxes and insurance on said property and are entitled to contribution therefor from the other parties out of the proceeds of sale of said real estate.

That said John and Charles Lutz and Susan Shavis, Lottie Hyder, Grace Hyder and Charles Hyder are residents of Sudeux County, Maryland and said Mollie Boston and James M. Boston, Jennie Nail and Sue Nail are residents of Carroll County, Maryland, and said William Lutz, Jesse Hyder, William Hyder

Order of
Publication.

Subp

Subp