

No. 7541 Equity.

Bill of Complaint.

5th That the said George C. Smith, Harry C. Smith, William C. Smith, Charles F. Smith, Elizabeth Sophia Smith and all adults and Mattie M. Smith an infant are the children of "Charles Smith" present wife, and they all reside in Frederick County, Maryland,

6th That George C. Smith's wife's name is Sarah Smith and Harry C. Smith's wife name is Mattie Smith, all of above are adults and reside in Frederick County, Maryland,

7th That the children referred to in said will as Francis and Thomas of Charlotte are Francis Staley and Thomas Staley,

8th That Francis Staley intemarried with William Davis both of whom are adults and reside in Frederick County, Maryland,

9th That Thomas Staley died intestate on the 7th day of July 1 - without leaving a widow but leaving the following children surviving him as his heirs at law Essie Staley who intemarried with David Harn her husband both of whom are adults and reside in McKeesport Penna. and Lottie Staley an adult James Staley, John Staley, William Staley and Charles Staley infants who reside in Martinsburg W. Va.

10th That a partition between your Oratrix and the children of the wife of the said Charles Smith and the other parties entitled thereto according to their several interests therein aforesaid cannot be made without loss or injury to them and that it will be for the best interest and advantage to all parties concerned that the real estate herein described be sold and the proceeds be divided among the respective parties thereto according to their interests therein

To the End therefore,

That a Decree may be passed for the sale of the said real estate.
That the proceeds of said sale may be distributed between your Oratrix and the children of Charles Smith present wife the Defendants herein named.

That your Oratrix may have such other and further relief as the nature of her case may require,

May it please your Honor to grant unto your Oratrix the writ of subpoena directed to the said George C. Smith and Sarah Smith, his wife, Harry C. Smith and Mattie Smith his wife William C. Smith, Charles Franklin Smith, Elizabeth Sophia Smith, Florence Davis and William Davis her husband adults and Mattie M. Smith an infant all residents of Frederick County, Maryland, and Essie Harn and David Harn her husband adults of McKeesport Penna. Lottie Staley an adult, James Staley, William Staley, John Staley and Charles Staley, infants, residents of Martinsburg, West Va.

commanding them and each of them to be and appear in this Court at some certain day to be named therein and

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