

Bill of Complaint

No. 7314 Equity

Isaac L. Hankey

vs

Ruben Kolb, Sarah Kolb, his wife,
 Annie E. Kolb, Michael Kolb,
 Mary Kolb, his wife, William G.
 Kolb, Mary C. Kolb, Lillie G.
 Kolb, Annie M. Rhodes, and
 Samuel D. Rhodes,

No. 7314 Equity

In the Circuit Court for
 Frederick County, sitting as a
 Court of
 Equity

Bill of Co

To the Honorable the Judges of said Court:-

The Bill of Complaint of Isaac L. Hankey, who sues as well for himself, as for all other creditors, who may come in and contribute to the expenses of the suit, respectfully represent unto your Honors.

That a certain Isaac Kolb, late of Frederick County, deceased, at the time of his death, left a last Will and Testament dated July 26th A.D. 1827 and duly recorded in Liber G. M. E. No. 3 Folio 113 one of the Records for the recording of deeds in the office of the Register of Wills for Frederick County, by which last Will the said Isaac Kolb devised a portion of his real estate to wit: a certain parcel of Real Estate situate in the Village of Greagertown, Frederick County, Maryland, to his son Matthias and Samuel as will appear by reference to a certain copy of said Will, filed herewith as Exhibit No. 1 which together with all other Exhibits your petitioners pray may be taken and considered as a part hereof.

2. That the said Matthias Kolb died during the month of January in the year A.D. 1906, intestate leaving the following named children as his heirs at law in whom the property mentioned in Exhibit No. 1 vested as tenants in common, as son Ruben Kolb whose wife name is Sarah Kolb, a son Joseph Kolb since dead, whose widows name is Annie Kolb and no children, a son Michael Kolb whose wife name is Mary Kolb a daughter Mollie Kolb, who died during the early part of the year A.D. 1900 a son Wm. H. Kolb, all of whom were adults at the time of the death of the said Matthias Kolb.

3rd. That the said Samuel Kolb died during the year A.D. 1872 without issue and upon his death the whole title to said property mentioned in Exhibit No. 1 vested in Matthias Kolb Deborah dead wife of Samuel Teach, Susannah ~~Teach~~ ^{Teach} wife of ~~Teach~~ ^{Teach} and David Kolb his brother and heirs and their heirs who are unknown to complainants.

4th. That after the death of the said Matthias Kolb all of his aforesaid children surrendered possession of the property described in Exhibit No. 1 to the brother Wm. H. Kolb upon the condition that the property should be his in fee simple, provided he furnished a home during her natural life for a maiden sister Mollie Kolb which contract the said Wm. H. Kolb faithfully and fully on his part performed, but the heirs at law neglected to execute said deed during the lifetime of said Wm. H. Kolb as they had agreed to do.

5th. That said Wm. H. Kolb occupied, used, and enjoyed said property uninterruptedly and without payment of rent for more than twenty years paying the taxes and making considerable improvement to the building thereon all of which was acquired in by the other heirs at law hereinbefore mentioned.

Exhibit