No. 7585. Equity

John F. Sweeney, a son of Philip Sweeney a deceased brother of the said William R. Sweeney, whose wife's name is Mary Sweeney, are both adults over twenty years of age and reside in the State of Pennsylvania and are now residents of the State of Maryland. & Mary C. Sweeney, a daughter of the said Philip Sweeney. a daughter of the said Philip Sweeney a deceased brother of the said William R. Sweeney, an adult over twenty one years of age, unmarried and resides in Frederick County State of Maryland. to whom the above mentioned interests of the said William R. Sweeney deceased are vested as tenants in Common and are at present the said real estate described in Exhibit No 1, is vested in the said Daniel F. Sweeney J. Edward Sweeney, Maud G. Halstead, Mary Norris, Violet Sweeney John F. Sweeney, and Mary C. Sweeney as tenants in Common and are to designe and possess of the same

(7) That the said real estate above mentioned is not susceptable of division among the said parties in interest without great loss and damage and it would be to the best interest and advantage of all parties in interest that the same should be sold under a decree of your Honorable Court in order that the proceeds of said sale may be distributed under the direction of your Honorable Court among the respective parties in interest entitled thereto.

(8) That even if the Trust Settlement not the will of the Bridget Sweeney creates a valid or creates a valid devise of the property above mentioned that the interest would it would be to the interest of and advantage of all the parties above mentioned who are also the parties under said will who are also the parties under said will participate in said devise to have sale of said real estate and the plaintiff prays the prays the the following relief

1" That the writ of Subpoena may be issued directed to the said Mary C. Sweeney of Frederick County State of Maryland Commanding her to appear in your Honorable Court on some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein

(2) that an order of publication may be granted giving notice to the said Maud G. Halstead and Charles C. Halstead her husband Mary Norris and John F. Norris her husband and Violet Sweeney, all adults over twenty one years of age and now residents of the State of Maryland and children of Charles Sweeney a deceased brother the said John F. Sweeney and Mary Sweeney his wife. a son of Philip Sweeney a deceased brother both adults and now residents of the State of Maryland. and Edward Sweeney and Alice Sweeney his wife. a son of Timothy C. Sweeney a deceased