

No 5692 Equity.

near the public School houses in Contoona.

Fourth

That the said David Beck was at the time of his death seized and possessed of a tract of Mountain land in Frederick County in the State of Maryland, containing fifteen acres of land more or less, being the same land that was conveyed to the said David Beck by Edward Stok and Joshua Jones, Trustees for the Creditors of Noah Shank by a deed dated the 14th of September A. D. 1887 and recorded in Liber T. L. Folio 417 and 418 of the Land Records for said Frederick County, a copy of said deed ^{being} filed herewith, as a part thereof, and marked Exhibit "E"

Fifth

That the said Real Estate is not susceptible of division or partition among the parties hereto, without material loss and injury and that it would be to the advantage of and the interest of all parties parties hereto to have the said land sold and the proceeds of sale divided amongst the parties entitled thereto under the direction of this Court.

- (1) To the end therefore that a decree may be passed for the sale of the said Real Estate,
- (2) That the proceeds of sale may be distributed amongst the parties entitled thereto,
- (3) That the defendants may answer the amended Bill of Complaint as well as the original Bill, and
- (4) That your orators may have such other and further relief as their case may require.

May it please your Honorable Court to grant to your orators the writ of Subpoena directed to the said Margaret Beck Widow John B. Beck, a dulle over twenty one years of age, and Anne Beck, Mary Beck, and George Beck Infants all of Washington County in the State of Maryland Commanding them to be and appear in person or by attorney in this Court on or before some day therein named to answer the amended Bill of Complaint as well as the original Bill of Complaint and to show cause, if any they have why a decree should not be passed as prayed and to abide by and perform such decree as may be passed therein

And as in duty, &c.

be A. Little.

Solicitor for the Complainants.

Filed May 29th 1906