

W08117 Equity

this life, intestate, on or about March 22nd A. D. 1905. and was twice married, leaving surviving her as her sole heirs at law and descendants, to whom said real Estate has descended, in fee simple, in equal shares, as tenants in Common.

viz:—

(A) Your orator, Harry F. Gutzendanner, a son by said first marriage, who has intermarried with your oratrix Almetta E. Gutzendanner, both of whom are of full age and reside in Frederick County, State of Maryland.

(B) And Carl G. Wright, the defendant a son by said second marriage, who has intermarried with the defendant Nellie C. Wright, both are of full age and reside in Baltimore City, in the State of Maryland.

5th. That the said Laura C. Fouts, widow of the said Grafton Fouts, departed this life on or about the 10th. day of December, 1906.

6th. That the said real Estate is not susceptible of partition or division without material injury and loss to the parties entitled thereto and that, in order to make division of said interests in said real estate, it is necessary, and will be to the interests and advantage of all the parties in interest, that the said real estate be sold, and the proceeds thereof divided between the parties according to their respective interests.

To the end, therefore,

(1) That a decree may be passed for the sale of the said real estate.

(2) That the proceeds of sale may be distributed between your orator and the said Carl G. Wright, according to their respective rights and interests.

(3) That your orator may have such other and further relief as his case may require.

May it please your Honor to grant unto your orator the writ of Subpoena, directed to the said Carl G. Wright and Nellie G. Wright, both adults, and residing in Baltimore City, in the State of Maryland, commanding them to be and appear in this Court, at some certain day, to be named therein, and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound, &c.

J. H. Keagy
Solv. for Plaintiff.