No. 8079. Equity.

in the year 1901. and leaving as her only heirs at law the said William H. Ogborn and your Oratrix Susanna M. Hough and the said Charles H. Farquhar, children of her said deceased Sister Maria Farquhar, and the said William H. Ogborn died in January 1906. after having executed his last Will and testament

7. That your oratrix Susanna M. Hough, the Defendant, Charles H. Farquhar, and the said Elizabeth Cecil and Gertrude Russell are now the owners of said two tracts of land as tenants in Common. Your Oratrix, Susanna M. Hough, as heirs at law of said Elizabeth Farquhar and Ann Ogborn and as devisee under the will of William H. Ogborn, is the owner of an undivided 268/540 interest in said first mentioned tract, exclusive of said 3 3/5 acres and is a such devisee the owner of an undivided ½ interest in said 3 3/4 acres constituting a part of said first mentioned tract, and is, as heir at law of said Elizabeth Farquhar and of said Ann Ogborn and devisee of said William H. Ogborn, the owner of an undivided 142/288 interest in the said second mentioned tract of land: the said Charles H. Farquhar as heir at law of said Elizabeth Farquhar and Ann Ogborn, is the owner of an undivided 70/540 interest in said first mentioned tract, exclusive of said 3 3/4 acres, and is as such heir at law the owner of an undivided 16/288 interest in said second mentioned tract of land: the said Gertrude Russell and Elizabeth Cecil, as heirs at law of said Annie E. Sullivan and devisees under the will of said Wm G. Ogborn, are each the owner of an undivided 101/540 interest in said first mentioned tract of said 3 3/4 acres and as such devisees are each the owner of an undivided 1/4 interest in said 3 3/4 acres, and as such heirs at law of Annie E. Sullivan and devisees of said W. H. Ogborn, are each the owner of an undivided 65/288 interest in said second mentioned tract of land

8. That said real estate is not susceptible of division among the said tenants in Common and parties in interest and cannot be divided without loss or injury to the parties interested.

9. That your Oratrix Susanna M. Hough is the surviving and acting Executrix of said last will of said William H. Ogborn deceased and resides in Frederick County with the said Charles H. Farquhar: that the said Elizabeth Cecil who is married to Lewis Cecil