

No. 7769 Equity

deed is filed herewith marked Exhibit No. 1, which together with all other Exhibits your Complainant pray to be taken and considered as a part hereof.

2. That upon the death of the said John Gall, deceased, the land and real estate described in Exhibit No. 1, descended to and vested in the following names, Complainants and defendants, as heirs at law and tenants in common of the said John Gall, deceased: - viz: - Charles E. Gall and Annie E. Gall, his wife, Joseph Gall and Carrie Gall, his wife, Bertha Fitz and Charles Fitz, her husband, Rosa Wagaman and Harry Wagaman, her husband, Annie McClain and C. Penton McClain, her husband, Kate Marshall and Mervin Marshall, her husband, Nora DeLaughter and Earnest DeLaughter, her husband, Clara Hoefker and Benjamin Hoefker, her husband, and Benjamin Hoefker, her husband, John E. Gall, and Olive Gall, his wife, Thomas Gall and Beulah Gall, his wife, William H. Gall, and - Gall, his wife, Howard H. Gall and - Gall, his wife, the Plaintiffs named in the foregoing Bill of Complaint, and Susan Gall, widow of the said John Gall, deceased, who is an adult, and whose residence is in Frederick County, Maryland Emma William, an infant daughter of Elizabeth William, a deceased daughter of the said John Gall, deceased, whose residence is in Frederick County, Maryland, with her father John William.

3rd. That the said John Gall and Susan Gall, his wife, executed to Chas. William, their deed of mortgage dated Dec. 3rd, 1894, in which they conveyed, to Charles William, of Frederick County, Maryland, the following property mentioned in Exhibit No. 1, to secure the payment of the sum of \$150, recited in said mortgage and said mortgage is still on record, among the land records for Frederick County, unrecorded, a duly certified copy of said mortgage being filed herewith marked Exhibit No. 2.

4th. That the said real estate is not susceptible of division or partition, among the parties entitled thereto without material loss, and injury to the parties entitled, to interests therein as above stated, and that in order to make division of said interests in it will be necessary that said real estate be sold,