No. 8407. Equity.

descended to, and vested in the Plaintiffs and defendants, above mentioned, subject to the dower of said widow, Sarah E. Byerman, that said real estate is not susceptible of partition or division among the parties thereto entitled, without great loss and injury, and that it would be to the best interest and advantage, to all the parties in interest to have the same sold, and the proceeds of sale, after payment of Mortgage indebtedness, taxes, and costs, &c, divided among the parties entitled thereto according to their respective rights and interests;

To the end therefore, the Plaintiffs pray your Honor to pass a decree appointing a trustee to sell and convey the real estate mentioned in "Exhibits No. 1." and "Exhibits No. 2." and that the proceeds thereon may be divided, after payment of Mortgage indebtedness, taxes, costs, &c, among the parties in interest according to their respective rights.

That plaintiffs may have such other and further relief as the nature of their case may require

May it please your Honorable Court to grant unto the plaintiffs the writ of subpoena in the usual form against the defendants Sarah E. Byerman, widow, Emma M. Bere, and George H. Bere, her husband, Jacob E. Byerman and Laura V. Byerman, his wife, and Edward S Byerman The Frederick Iron Savings Institution, a body Corporation of the State of Maryland, all adults residing in said Frederick County, Maryland, and Annie A. Daniday an adult residing in the City of Baltimore, Maryland. Commanding them, and each of them to be and appear in your Honorable Court on some day certain to be therein named, to answer the premises and abide by and perform such decree as may be passed therein.

That an order of publication issue out of your Honorable Court giving notice to the defendants, Said Hettie R. Whittington and Thomas Whittington, her husband, adults, residing in Clark County, State of Ohio, and the defendant Mary M. Rogers, an adult residing in Logan County, State of Colorado, they being non-residents of the State of Maryland of the substance and object of the Bill of Complaint, and warning them and each of them to be and appear in your Honorable Court on some day certain to be named therein to answer the premises and show cause if any they have why a decree should not pass as prayed.

And as in duty bound they will ever pray

Thos. M. Boyer,
Solicitor for Pltffs