No. 8761. Equity.

7. That part of said Tract of land mentioned and described as the third Parcel in the Deed of which "Exhibit No. 1". is a Certified Copy. is improved with a dwelling-House barn and other necessary out-buildings, and has been rented by the said Caroline Johnson, Jarvis Zimmerman, Fannie Zimmerman, Annie Reich, Nellie See Robin, George Zimmerman and Harry Zimmerman to a Certain, Harry C. Strickpoe. Who is now in possession thereof and who is made a party defendant hereto.

8. That the said Caroline Johnson, Jarvis Zimmerman, Fannie Zimmerman, Annie Reich, Nellie See Robin, George Zimmerman and Harry Zimmerman, the present owners of the said tract of land aforesaid, less the parts sold off as aforesaid are all adults; and the said Caroline Johnson, whose maiden name was Caroline Zimmerman is married and her husband's name is J. Harry Johnson; the said George Zimmerman is married, and his wife's name is Angeline Zimmerman: the said Harry Zimmerman is married and his wife's name is Beulah Zimmerman the said Annie Reich is a widow. her husband having died some years ago; the said Nellie See Robin is divorced from her husband, and the said Fannie Zimmerman and Jarvis Zimmerman are unmarried.

9. That your Complainants aver and Charge. Said Tract of land aforesaid Containing 58 acres and 13 Square Perches. more or less. Situated in Frederick County, Maryland, and designated as the third parcel in the Deed from William C. Biehly and wife. to Caroline Johnston, et al., of which "Exhibit No. 1." is a certified Copy. (excluding, of course, the portions sold off and hereinbefore mentioned) is not susceptible of partition and cannot be divided among the said Caroline Johnston, Jarvis Zimmerman, Fannie Zimmerman, Annie Reich, Nellie See Robin, George Zimmerman and Harry Zimmerman, the owners thereof. who are tenants in common as aforesaid without loss and injury to them: and it would be of benefit and advantage to all the said tenants in common for said property to be sold under a decree of your Honorable Court and the proceeds divided amongst them according to their respective interests.

Wherefore the Plaintiffs pray for the following Relief:

1. That the said land and premises mentioned and described in this Bill excepting and saving the parts sold off as hereinbefore mentioned may be sold off. as herein before mentioned may be sold under a decree of your Honorable Court, and the proceeds arising from said sale to be distributed among the parties entitled thereto according to their respective interests.

2. That your Complainants may have all such other and further relief as the nature of their case may require.