

No 8674. Equity.

will he did devise to his wife, Anna M. Adams, his house and lot, situated on the South Side of West Patrick Street, in Frederick City, Maryland, near the east side of Carroll Creek in said city, for and during the natural life only of the said Anna M. Adams, and which house and lot are more particularly described in a deed for the same from Valerius Ebert, Trustee in No. 3071 Equity to the said Wilhelm Adams, in the name of William Adams, dated January 6, 1867, a certified copy of which is filed herewith "Exhibit No. 2"

2. That the said testator, by his said will, did further provide that after the death of his wife, Anna M. Adams, he devised said house and lot of ground "to all my children as tenants in Common"

3. That the said Anna M. Adams, widow of said Wilhelm Adams, is now dead, and the Plaintiffs John M. Adams, Catherine C. Fout, Maria E. McKeeling, Clara E. Gavis, Emma Hanson and Anne E. Carter, and the Defendant, William H. Adams, are the only children of said Wilhelm Adams, and as such, under the provisions of said will, now own said real estate as tenants in common.

4. That said real estate is not susceptible of division among said tenants in common and parties in interest without injury and loss, and it would be to the interest and advantage of all the said parties in interest for said real estate to be sold by a trustee to be appointed by your Honorable Court and the proceeds divided among them according to their respective interests.

5. That all of said parties in interests, Plaintiffs and Defendant, are adults, and the said William H. Adams, defendant, resides in Frederick City, Maryland.

And your Orators, and Oratrices pray for the following relief:

(1). That your Honors will pass a decree appointing a trustee for the sale of said real estate and for a division of the proceeds of sale entitled thereto.

(2) And that your Orators and Oratrices may have all such other and further relief to which they may be entitled and to your Honors shall seem just.

(3). And they also pray that the writ of Subpoena in the usual form may be issued out of your Honorable Court to the said, William H. Adams, directing and commanding him to be and