

No 9010. Equity.

His wife, dated April 6th, 1910, and recorded among the Land Records of Frederick County, in Liber H. H. B. No. 292 folio 341.

ee. deed to Ezra H. Bee and wife, dated April 6th, 1900 and recorded among the land records of Frederick County, in Liber H. H. B. No. 292 folio 344.

88. deed to Antonio J. E. White, dated June 22nd 1908, and recorded among the Land Records of Frederick County, in Liber S. J. H. No. 284, folio 270.

89. deed to Francis P. Phelps, dated June 1st, 1911 and recorded among the Land Records of Frederick County, in Liber H. H. B. No. 296, folio 597.

90. deed to Irving A. Ball, dated August 29th 1911, and recorded among the land records of Frederick County, in Liber H. H. B. No. 298 folio 532.

91. deed to William Arnsparger dated May 16th, 1911, and recorded among the Land Records of Frederick County, in Liber H. H. B. No. 298, folio 571.

5. That the tract of land remaining after the Conynances Herkin set forth contains about 90 acres more or less and is shown by the plat herewith filed as part thereof, and marked "Exhibit B" excepting therefore such lots as are marked on said plat as sold."

6. That said tract of land has not yet been divided off into lots as shown on said plat, nor have the roads and avenues on said plat indicated had been and constructed except where the lots adjacent to the same have been sold.

7. That said land and property is wholly unproductive and there have accrued taxes and other expenses, but there is no fund available to satisfy and pay the same, nor to develop the property which is located in a section of the Mountain used for summer residences.

8. That said land is not susceptible of partition and division amongst the parties interested without great loss and injury and it would be to the interest and advantage of all parties to have said land sold and the proceeds of the sale distributed under the direction of this Honorable Court.

9. That a sale of said land and property and a distribution of the proceeds under the direction of this Honorable Court, is necessary in order to protect the rights of the parties interested.