

NO. 8449 EQUITY.

Susan H. Hendricksen and Paul H. Hendricksen, her husband; Frances E. Hammond and Sallie Hammond, his wife, Nicholas P. Hammond and Lillian Hammond, his wife, Edgar Hammond and Matilda S. Hammond, his wife, Eugene Hammond and Adelaide E. Hammond, his wife, Thos. S. Hammond and Lydia H. Hammond.

No. 8449 Equity.

In the Circuit Court for Frederick County, sitting as a Court of Equity.

Vs.

Dawson V. Hammond and Netta Lee Hammond, his wife.

To the Honorable the Judges of said Court--

Your orators and oratrices, complaining, respectfully shows unto Your Honors--

1. That Dawson V. Hammond, late of Frederick County, deceased, departed this life in the year 1900 leaving a last will and testament, dated January 4 1895, and recorded in liber C. E. S. no. 1 folio 67, one of the will records in the office of the Register of Wills for Frederick County, a certified copy of which is herewith filed, marked Exhibit A., as part hereof.
2. That by the terms of said Will he devised his real estate unto his wife Ann Matilda Hammond, for life and at her death it was to be equally divided among his children, who together with their respective wives and husbands constitute the parties to this suit.
3. That his said real estate consisted of a large farm situated in Liberty District Frederick County, Maryland, containing about 190 acres, more or less, part of which he acquired through the will of his mother, Priscilla Hammond, dated January 22 1848 and recorded in liber A. P. K. No. 1 folio 240, one of the will records in the office of the Register of Wills for Frederick County, a certified copy of which is herewith filed as part hereof marked Exhibit B., and another part of which he acquired through two deeds, one of May 30 1873 from Mahlen Rhederick and wife, recorded in liber C. M. NO. 10 folio 524, one of the land records of Frederick County, and the other from George William Smith recorded in liber T. G. No. 8 folio 125, one of the land records of Frederick County, both of which are herewith filed, marked Exhibits C & D as part hereof; and also a weed lot containing about 30 acres of land, more or less, situated in Liberty District, as aforesaid, which was conveyed to said Dawson V. Hammond by Francis E. Jones, by deed recorded in liber E. S. No. 9 folio 47 one of the land records of Frederick County, filed herewith as exhibit E, as part hereof. Also all that part or parcel of land, described in a deed from John Glisan to Dawson V. Hammond, recorded in W. B. T. No. 10 663 herewith filed marked exhibit F.
4. That the said Ann Matilda Hammond, the life tenant under the will of said Dawson V. Hammond, departed this life intestate on or before the 7th day of June 1909, and the remaindermen who are now entitled to said estate are Frances E. Hammond, Nicholas P. Hammond, Edgar Hammond, Eugene Hammond, Thomas S. Hammond, sons of the said Dawson V. and Ann M. Hammond, and Susan H. Hendricksen and Lydia H. Hammond, daughters, who together with their respective wives and husbands are the parties plaintiffs hereto, and Dawson V. Hammond, a son, who with his wife are the defendants.
5. That all of the said remaindermen and their wives are adults, and whilst the majority of them are in harmony about the sale of the said real estate, the de-